

NOTICES

CAPITOL PRESERVATION COMMITTEE

Request for Proposals

CPC 01.130: Mercer Tile Preservation Maintenance. This project involves the following: cyclical cleaning and routine maintenance of the first floor Mercer Tile areas, marble base and saddles, second floor marble floor areas, elevator terrazzo floors and metal saddles and miscellaneous bronze items in the Main Capitol Building. Specific task sets will be scheduled on a biweekly (each 2-week period) and special tasks on a yearly basis. A \$100 deposit is required for issuance of project documents. Issue date of proposal will be on November 1, 2010. A mandatory preproposal conference and walk through will be held on November 9, 2010, in Room 630 of the Main Capitol at 10 a.m. Proposal receipt date is November 17, 2010, 2 p.m. Project documents may be obtained in Room 630 Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle (717) 783-6484.

DAVID L. CRAIG,
Executive Director

[Pa.B. Doc. No. 10-2049. Filed for public inspection October 29, 2010, 9:00 a.m.]

DEPARTMENT OF AGING

Redesignation of Area Agency on Aging for Clarion County; Notice of Intent and Public Hearing

The Secretary of the Department of Aging (Department), under authority of Sections 2201-A—2212-A of The Administrative Code of 1929 (71 P.S. §§ 581-1—581-12), in conformity with the Older Americans Act of 1965 (42 U.S.C.A. §§ 3001—3058ee) and in accordance with 6 Pa. Code Chapter 30 (relating to designation and redesignation of area agencies on aging), intends to redesignate an Area Agency on Aging for Planning and Service Area (PSA) Number 49, which has the same boundaries as Clarion County.

On July 16, 2010, the Department received a formal request from the Chair of the Office of Commissioners for Clarion County to redesignate the Area Agency on Aging from its current public designation to a nonprofit organization. The Board of Commissioners unanimously approved a resolution in favor of this request at its June 22, 2010, meeting. The Advisory Council for the Clarion

County Area Agency on Aging voted unanimously to endorse the redesignation at its June 14, 2010, meeting.

This notice of intent to redesignate the Area Agency on Aging is issued to initiate a review of the requested action. The Department seeks additional information from all concerned parties, including the residents of Clarion County. The Department is required under 45 CFR Part 1321 (relating to state and community programs on aging) and 6 Pa. Code Chapter 30, to hold a public hearing on this proposed action. The Department will hold a public hearing in Clarion County to provide interested parties an opportunity to present testimony on the following issues:

(1) The effectiveness of services for older persons being provided under the administration of the current Area Agency on Aging.

(2) The basis for naming a new nonprofit agency to administer those services.

(3) The qualifications and capabilities of the intended nonprofit agency to develop and carry out an effective area plan for older persons in the PSA.

(4) The continuing appropriateness of the PSA boundaries based on demographic, economic and geographic factors.

(5) The potential positive and negative effects of redesignation on agency personnel, older adults in the PSA, and the costs and quality of agency services.

In conjunction with its consideration of public testimony, the Department will be reviewing the current Area Agency on Aging's overall compliance with Departmental policy and service goals, as the Agency on Aging has asserted that its anticipated operations as a nonprofit agency will be comparable to its current operations.

A public hearing will be held on Wednesday, December 1, 2010, at 3 p.m., in the Main Street Center, 516 Main Street, Clarion, PA 16214.

Persons who wish to present oral testimony at the hearing regarding these issues are asked to notify Stephanie Wilshire, Director, Clarion County Area Agency on Aging, 12 Grant Street, Clarion, PA 16214, (814) 226-4640 or fax (814) 226-6744, in advance of the hearing.

The Department will also accept written testimony on these issues until December 2, 2010, from interested parties who are unable to attend the hearing or present oral testimony. Written testimony should be mailed to Secretary John Michael Hall, Department of Aging, 555 Walnut Street, 5th Floor, Harrisburg, PA 17101-1919.

JOHN MICHAEL HALL,
Secretary

[Pa.B. Doc. No. 10-2050. Filed for public inspection October 29, 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) (hereinafter referred to as "applications"). This Notice is provided in accordance with regulations at 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of the Pennsylvania Clean Streams Law, 35 P. S. §§ 691.1 *et seq.*, and the federal Clean Water Act, 33 USCA §§ 1251 *et seq.*

<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 listed in Section I, the Department of Environmental Protection (Department) has made a tentative determination to re-issue 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 listed in Section II, as well as applications for MS4 Individual Permits, and Individual Stormwater Construction Permits listed 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 EPA Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on any of these NPDES applications are invited to submit a statement to the contact office noted above the application, within 30 days from the date of this public notice. Persons wishing to comment on any WQM permit application are invited to submit a statement, to the office noted above 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. All comment submittals 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, and 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 any public hearings are held.

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

I. NPDES Renewal Applications

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

PA0060135, Sewage, SIC Code 4952, **Shickshinny Borough Sanitary Sewer Authority**, PO Box 62, Shickshinny, PA 18655. Facility Name: Shickshinny Sanitary Authority. This existing facility is located in Shickshinny Borough, **Luzerne 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 5-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 0.45 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.0	XXX	2.0
CBOD5	94	150	XXX	25	40	50
Total Suspended Solids	113	169	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
May 1 - Sep 30				Geo Mean		
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	2000	XXX	XXX
Oct 1 - Apr 30				Geo 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 (lbs)</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	
Kjeldahl---N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen	Report	8,219			
Net Total Phosphorus	Report	1,096			

* 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's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2013. 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, 2014. 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, 2014.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR-Annual Nutrient Summary by November 28, 2014.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

PA0064025, Sewage, SIC Code 4952, **KBM Regional Authority**, PO Box 55, McAdoo, PA 18237-55. Facility Name: KBM Region Authority. This existing facility is located in Kline Township, **Schuylkill 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, Catawissa Creek, is located in State Water Plan watershed 05E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.7 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	.46	XXX	1.1
CBOD5	146	234	XXX	25	40	50
Total Suspended Solids	175	263	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
May 1 - Sep 30				Geo Mean		

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	XXX
Ammonia-Nitrogen May 1 - Oct 31	54	XXX	XXX	9.3	XXX	18.6

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 (lbs)</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	Report	13,637			
Net Total Phosphorus	Report	1,705			

* 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's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

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

- none

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0247651 (Stormwater)	United Parcel Service, Inc.— Lewistown Facility 1821 S. 19th Street Harrisburg, PA 17104	Mifflin County / Armagh Township	UNT Tea Creek / HQ / 12-A	Y
PA0084247 (SEW)	Nexans, Inc.—Berk Tek 132 White Oak Road New Holland, PA 17557	Lancaster County / East Earl Township	UNT Conestoga River / 7J	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0228320 (Sewage)	Davidson Township Municipal Authority Wastewater Treatment Plant 32 Michelle Road Sonestown, PA 17758-5358	Sullivan County Davidson Township	Muncy Creek (10-D)	Y
PA0113956 (Sewage)	Locust Township E Lake Glory Road Catawissa, PA 17820	Columbia County Locust Township	Unnamed Tributary of Roaring Creek (5-E)	Y
PA0228273 (Sewage)	Numidia WWTP 1223a Numidia Drive Catawissa, PA 17820-8632	Columbia County Locust Township	Unnamed Tributary of Roaring Creek (5-E)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N ?</i>
PA01101273	B.H.B. Industries 133 Railroad Street Cambridge Springs, PA 16403-1060	Crawford County Cambridge Springs Borough	French Creek 16-A	Y

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

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

PA0031887, Sewage, SIC Code 6515, **Green Hill MHC LLC**, PO Box 677, Morgantown, PA 19543. Facility Name: Green Hill MHP. This existing facility is located in Marlborough Township, **Montgomery 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), Perkiomen Creek, is located in State Water Plan watershed 3-E and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.03 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Inst. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Min	XXX	XXX	XXX
CBOD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	0.13	XXX	XXX	0.5	XXX	1.0

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

- Operation and Maintenance Plan
- Operator Certification

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

PA0053546, Sewage, SIC Code 8811, **Dzedzy Frank**, 412 Lincoln Road, Phoenixville, PA 19460-2112. Facility Name: Dzedzy SRSTP. This existing facility is located in East Pikeland 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), Pickering Creek, is located in State Water Plan watershed 3-D 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>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	Report
CBOD ₅	XXX	XXX	XXX	10	XXX	20
May 1 - Oct 31						
CBOD ₅	XXX	XXX	XXX	20.0	XXX	40.0
Nov 1 - Apr 30						
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		

<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>Instant. Maximum</i>
Ammonia-Nitrogen May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
Ammonia-Nitrogen Nov 1 - Apr 30	XXX	XXX	XXX	6.0	XXX	12.0

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

1. AMMR to DEP
2. Abandon STP
3. No storm water
4. Remedial Measures
5. Change of Ownership
6. Sewage Sludge Disposal
7. Necessary Property Rights

You may make an appointment to review the DEP 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.

PA0025399, Sewage, SIC Code 4952, **Christiana Borough Lancaster County**, 10 W Slokum Avenue, Christiana, PA 17509-1602. Facility Name: Christiana STP. This existing facility is located in West Sadsbury Township, **Lancaster 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), East Branch Octoraro Creek, is located in State Water Plan watershed 7-K and is classified for Trout Stocking and Migratory 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 0.25 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>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD5	52	83 Wkly Avg	XXX	25	40	50
BOD5	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	63	94 Wkly Avg	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
May 1 - Sep 30				Geo Mean		
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	2,000	XXX	XXX
Oct 1 - Apr 30				Geo Mean		
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
Total Mo						
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	XXX	XXX	XXX
Total Mo						
Total Nitrogen	XXX	Total Annual	XXX	XXX	XXX	XXX
		Report				
Ammonia-Nitrogen (lbs/mo)	35	Total Annual	XXX	17	XXX	34
May 1 - Oct 31		XXX				

<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>Weekly Average</i>	<i>Instant. Maximum</i>
Ammonia-Nitrogen Nov 1 - Apr 30	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (lbs/mo)	4.2	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	Report	Report	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	Report Total Annual	XXX	XXX	XXX	XXX

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

The EPA Waiver is in effect.

PA0080438, Sewage, SIC Code 4952, **Northern Lancaster County Authority**, 983 Beam Road, Denver, PA 17517-8946. Facility Name: Northern Lancaster County Authority Beam Road STP. This existing facility is located in Brecknock Township, **Lancaster 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), Muddy Creek, is located in State Water Plan watershed 7-J and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.45 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD5 May 1 - Oct 31	75	113	XXX	20	30	40
CBOD5 Nov 1 - Apr 30	94	150	XXX	25	40	50
BOD5 Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	113	169	XXX	30	45	60
Fecal Coliform (CFU/100 ml) May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Interim)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Final)	XXX	8,219 Total Annual	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Ammonia-Nitrogen May 1 - Oct 31	21	XXX	XXX	5.5	XXX	11
Ammonia-Nitrogen Nov 1 - Apr 30	62	XXX	XXX	16.5	XXX	33
Ammonia-Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	7.5	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net (Interim)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net (Final)	XXX	1,096 Total Annual	XXX	XXX	XXX	XXX

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

The EPA Waiver is in effect.

PA0038920, Sewage, SIC Code 4952, **Burnham Borough Authority**, 200 1st Avenue, Burnham, PA 17009-1640. Facility Name: Burnham Borough STP. This existing facility is located in Burnham Borough, **Mifflin 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), Hungry Run and Kishacoquillas Creek, is located in State Water Plan watershed - and 12-A and is classified for High Quality Waters - Cold Water Fishes and 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 0.64 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	1.5	XXX	2.5
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD5	188	300	XXX	25	40	50
BOD5	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	225	338	XXX	30	45	60
Fecal Coliform (CFU/100 ml) May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Total Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Nitrogen Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Nitrogen Effluent Net (Interim)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Nitrogen Effluent Net (Final)	XXX	11,689	XXX	XXX	XXX	XXX
		Total Annual				
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	50
Ammonia-Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Ammonia-Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus	XXX	XXX	XXX	Report	XXX	4.0
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus Effluent Net (Interim)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus Effluent Net (Final)	XXX	1,559	XXX	XXX	XXX	XXX
		Total Annual				

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

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

The EPA Waiver is in effect.

PA0026620, Sewage, SIC Code 4952, **Millersville Borough Lancaster County**, 10 Colonial Drive, Millersville, PA 17551-1416. Facility Name: Millersville STP. This existing facility is located in Manor Township, **Lancaster 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, Conestoga River, is located in State Water Plan watershed 7-J 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 1.85 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD5	386	617	XXX	25	40	50
BOD5	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	463	694	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
May 1 - Sep 30				Geo Mean		
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	2000	XXX	XXX
Oct 1 - Apr 30				Geo Mean		
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Total Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Interim)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Final)	XXX	33,790 Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report XXX	XXX	XXX
Ammonia-Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report XXX	XXX	XXX
Total Kjeldahl Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	31	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net (Interim)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net (Final)	XXX	4,505 Total Annual	XXX	XXX	XXX	XXX

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

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)

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

WQM Permit No. 0410404, Sewerage, **Family Guidance, Inc.**, 307 Duff Road, Sewickley, PA 15143

This proposed facility is located in Hanover Township, **Beaver County**

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

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1504052-R	B.K. Campbell 402 Bayard Road, Ste 100 Kennett Square, PA 10348	Chester	New London and Franklin Townships	Big Elk Creek (HQ-TSF-MF)
PAI01 1505075-R	Southern Properties, Inc. 55 Country Club Drive, Ste 200 Downingtown, PA 19335	Chester	Caln Township	Unnamed Tributary Valley Creek (CWF)
PAI01 151029	The Hankin Group 707 Eagleview Boulevard PO Box 562 Exton, PA 19341	Chester	Uwchlan Township	Shamona Creek (HQ-TSF-MF)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01151030	RE at Jennersville 217 West Sickle Street Kennett Square, PA 19348	Chester	Penn Township	East Branch Big Elk Creek (HQ-TSF-MF)
<i>Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes Barre, PA 18711-0790</i>				
<i>Monroe Conservation District: 8050 Running Valley Road, Stroudsburg, PA 18360 570-629-3060</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024510010	Robert L. Weseloh Seven Bridge Rd. RR #5, Box 5348 E. Stroudsburg, PA 18301	Monroe	Hamilton Twp.	UNT Appenrell Creek (HQ-CWF, MF)
PAI024505001-R	Jim Schlier PO Box 471 Tannersville, PA 18372	Monroe	Pocono Twp.	Scot Run (HQ-CWF, MF)
<i>Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI035010002	A.C. Kuhn & Sons	Perry	Jackson Township & Southwest Madison Township	Bixler Run-UNT to Shermans Creek/CWF-HQ
<i>Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701</i>				
<i>Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041406001R	Garen Smith Grove Park Associates, Inc. PO Box 870 Boalsburg, PA 16827	Centre	Benner Township	Buffalo Run HQ-CWF
PAI041410007	Mark Kunkle Ferguson Township 3147 Research Drive State College, PA 16801	Centre	Ferguson Township	Slab Cabin Run CWF-MF Spruce Creek HQ-CWF-MF
<i>Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.</i>				
<i>Somerset County Conservation District, 6024 Glades Pike, Suite 103, Somerset, PA 15501 (814-445-4652).</i>				
<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI055610002	CSX Transportation, Inc. 500 Water Street J-275 Jacksonville, FL 32202-4423	Somerset	Lower Turkeyfoot Township	Casselman River (WWF)
PAI055610003	CSX Transportation, Inc. 500 Water Street J-275 Jacksonville, FL 32202-4423	Somerset	Upper Turkeyfoot Township	Casselman River (WWF)
<i>Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481</i>				
<i>Elk County Conservation District, Elk Courthouse Annex, 300 Center St. PO Box 448, Ridgway PA 15853. Phone: 814-776-5373</i>				
<i>NPDES Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI 0624 10 002	Kevin R. Kline PADOT Eng District 2-0 1924 Daisy Street Extension Clearfield PA 16830-3226	Elk	Jones Township	Wilson Run CWF and EV Wetland

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

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

PUBLIC WATER SUPPLY (PWS) PERMIT

Pursuant to the Pennsylvania Safe Drinking Water Act, the following parties have applied for a public water supply permit to construct or substantially modify a public water system.

Persons wishing to comment on the permit application are invited to submit a statement to the office listed above the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding this application. Comment responses should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and 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 above the application and available for public review. Arrangements for inspection and copying information should be made with the office listed above the application.

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 3910515, Public Water Supply.

Applicant	Municipal Authority of Coopersburg 403 East Fairview St. Coopersburg, Pa 18036
[Township or Borough]	Coopersburg Borough, Lehigh Co.
Responsible Official	Ed Gruver, Chariman
Type of Facility	Public Water System
Consulting Engineer	Harry E. Garman, P.E. Barry Isett & Associates PO Box 147 Trexlerstown, Pa
Application Received Date	9/14/10

Description of Action	The installation of corrosion control treatment for wells 2 and 4. The construction of a contact pipeline for the combined flows of wells 2 and 4. The demonstration of log 4 disinfection meeting the groundwater rule at wells 2,3, and 4.
-----------------------	--

Application No. 2640048, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc.
[Township or Borough]	Paupack & Lake Townships Wayne County
Responsible Official	Michael Pickel Aqua Pennsylvania, Inc. 762 Lancaster Avenue Bryn Mawr, PA 19010 570-647-0358
Type of Facility	Community Water System
Consulting Engineer	Douglas E. Berg, PE Entech Engineering, Inc. 4 South 4th Street P. O. Box 32 Reading, PA 19603 610-645-4207
Application Received Date	September 27, 2010

Description of Action	Application for transfer of the PWS operation permit for Paupackan Lake community water system from Paupackan Lake Association to Aqua Pennsylvania, Inc.
-----------------------	---

MINOR AMENDMENT

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. 4810506MA, Minor Amendment.

Applicant	Bath Borough Authority 160 Mill St Bath, Pa
[Township or Borough]	Bath Borough, Northampton Co
Responsible Official	George F. Gasper, Chairman
Type of Facility	Public Water System
Consulting Engineer	Harry E. Garman P.E. Barry Isett & Associates Inc. PO Box 147 Trexlerstown, Pa
Application Received Date	10/1/10
Description of Action	The addition of pipeline for contact time and the demonstration of log 4 disinfection to meet the groundwater rule at the Smith St, Allen St and Holiday Hill wells.

Application No. 3910513MA

Applicant **Lehigh County Authority**
 [Township or Borough] Allentown City
Lehigh County

Responsible Official John Parsons, Mgr.
 Program Development
 City of Allentown—Bureau of
 Water Resources
 1300 Martin Luther King Drive
 Allentown, PA 18102

Type of Facility Community Water System

Consulting Engineer Harry E. Garman, PE
 Barry Isett & Associates
 P. O. Box 147
 Trexlertown, PA 18087-0147
 610-398-0904

Application Received Date September 22, 2010

Description of Action Application for installing baffles
 in the water filtration plant's old
 clearwell which now serves as a
 chlorine contact tank for Crystal
 Springs.

Application No. 3910514MA

Applicant **Lehigh County Authority**
 [Township or Borough] Upper Macungie Township
Lehigh County

Responsible Official Aurel M. Arndt,
 General Manager
 Lehigh County Authority
 1053 Spruce Street
 P. O. Box 3348
 Allentown, PA 18106-0348
 610-398-2503

Type of Facility Community Water System

Consulting Engineer NA

Application Received Date October 1, 2010

Description of Action Application for construction of a
 24 inch diameter interconnecting
 line between the City of
 Allentown distribution system to
 the Lehigh County Authority
 distribution system. The line will
 begin in Allentown at the
 intersection of 26th and Chew
 Streets and terminate adjacent
 an LCA pump station along
 Schantz Road.

Application No. 3910516MA, Public Water Supply.

Applicant **Lehigh County Authority**
 [Township or Borough] Lower & Upper Macungie
 Townships
Lehigh County

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

Type of Facility Community Water System

Consulting Engineer Harry E. Garman,
 PE Barry Isett & Associates
 P. O. Box 147
 Trexlertown, PA 18087-0147
 610-398-0904

Application Received Date October 1, 2010

Description of Action Application for replacement of a
 buried chlorine contact tank.

Application No. 6410504MA

Applicant **Aqua Pennsylvania, Inc.**
 [Township or Borough] Hawley Borough
Wayne County

Responsible Official Steve Clark, Honesdale
 Div. Manager

Type of Facility Community Water System

Consulting Engineer Douglas E. Berg, PE
 Entech Engineering, Inc.
 4 South 4th Street
 P. O. Box 32
 Reading, PA 19603
 610-645-4207

Application Received Date October 12, 2010

Description of Action Application for installation of a
 chlorine analyzer and recorder at
 each well site and construction
 additional conveyance piping to
 achieve compliance with 4-log
 disinfection of viruses at the
 Hawley CWS.

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

Application No. 0410512GWR, Minor Amendment.

Applicant **Center Township
 Water Authority,**
 224 Center Grange Road,
 Aliquippa, PA 15001

[Township or Borough] Center Township

Responsible Official Steve Gulla, Plant Operator
 Center Township
 Water Authority,
 224 Center Grange Road,
 Aliquippa, PA 15001

Type of Facility

Consulting Engineer Lennon, Smith,
 Souleret Engineering, Inc.,
 846 Fourth Avenue
 Coraopolis, PA 15108

Application Received Date September 29, 2010

Description of Action Demonstration of 4-log
 treatment for groundwater
 sources

Application No. 0310509GWR, Minor Amendment.

Applicant **Eastern Armstrong County
 Municipal Authority**
 147 Windy Ridge Lane
 Elderton, PA 15736

[Township or Borough] Elderton

Responsible Official William Ferrier,
Water Treatment
Plant Operator
Eastern Armstrong County
Municipal Authority
147 Windy Ridge Lane
Elderton, PA 15736

Type of Facility

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

Application Received October 1, 2010
Date

Description of Action Demonstration of 4-log
treatment for groundwater
sources

Application No. 5610519GWR, Minor Amendment.

Applicant **Municipal Authority of
the Borough of Berlin**
700 North Street
Berlin, PA 15530

[Township or Borough] Brothersvalley Township &
Berlin Borough

Responsible Official Michael Brant, Water
Plant Operator
Municipal Authority of
the Borough of Berlin
700 North Street
Berlin, PA 15530

Type of Facility

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

Application Received October 14, 2010
Date

Description of Action Demonstration of 4-log
treatment for groundwater
sources

Application No. 0310507GWR, Minor Amendment.

Applicant **Cowanshannock Municipal
Authority**
Box 127
NuMine, PA 16244

[Township or Borough] Cowanshannock Township

Responsible Official George Wranich, Operator
Cowanshannock Municipal
Authority
Box 127
NuMine, PA 16244

Type of Facility Margaret water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Application Received October 1, 2010
Date

Description of Action Demonstration of 4-log
treatment for groundwater
sources

Application No. 0310507GWR, Minor Amendment.

Applicant **Cowanshannock Municipal
Authority**
Box 127
NuMine, PA 16244

[Township or Borough] Cowanshannock Township

Responsible Official George Wranich, Operator
Cowanshannock Municipal
Authority
Box 127
NuMine, PA 16244

Type of Facility Yatesboro NuMine water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Application Received October 1, 2010
Date

Description of Action Demonstration of 4-log
treatment for groundwater
sources

Application No. 0310511MA, Minor Amendment.

Applicant **Cowanshannock Municipal
Authority**
Box 127
NuMine, PA 16244

[Township or Borough] Cowanshannock Township

Responsible Official Dale Mazzarini, Chairwoman
Cowanshannock Municipal
Authority
Box 127
NuMine, PA 16244

Type of Facility Yatesboro water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Application Received October 1, 2010
Date

Description of Action Installation of 16-inch diameter
waterline to provide additional
chlorine contact time.

Application No. 0310510MA, Minor Amendment.

Applicant **Cowanshannock Municipal
Authority**
Box 127
NuMine, PA 16244

[Township or Borough] Cowanshannock Township

Responsible Official Dale Mazzarini, Chairwoman
Cowanshannock Municipal
Authority
Box 127
NuMine, PA 16244

Type of Facility Margaret water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Application Received October 1, 2010
Date

Description of Action Installation of 12-inch diameter
waterline to provide additional
chlorine contact time.

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, 303, 304 and 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 any 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, or 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 site(s) identified below, 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 below. During this comment period the municipality may request that the person identified below, 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, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under 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 listed. TDD users may telephone the Department through the AT&T Relay Service at 1-(800) 654-5984.

The Department of Environmental Protection has received the following Notice(s) of Intent to Remediate:

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

Farmer's Valley Wax Plant Crude Tanks Area, Keating Township, **McKean County**. URS Corporation, Foster Plaza 4, 501 Holiday Drive, Pittsburgh, PA 15220 on behalf of Pennzoil-Quaker State Company, One Shell Plaza, Room 687, 910 Louisiana, Houston TX 77002 has submitted a Notice of Intent to Remediate. The site once housed aboveground storage tanks containing crude oil. Site soil & groundwater contaminated with arsenic, bis[2-ethylhexyl]phthalate, 2-methylnaphthalene, aluminum, antimony, barium, beryllium, cadmium, calcium, caprolactam, chromium, cobalt, copper, diethyl phthalate, iron, lead, magnesium, manganese, mercury, methylcyclohexane, nickel, potassium, selenium, silver, sodium, thallium, vanadium, and zinc. The intended future use of the site is anticipated to remain industrial. The proposed cleanup standard for this site is Site-Specific. The Notice of Intent to Remediate was published in *The Bradford Era* on August 25, 2010.

Walton Property, East Mead Township, **Crawford County**. Environmental Coordination Services & Recycling, 3237 US Highway 19, Cochran, PA 16314 has submitted a Notice of Intent to Remediate. A fuel oil spill occurred in the basement of a house and fuel oil discharged to the basement floor and ground surface. The Notice of Intent to Remediate was published in *The Meadville Tribune* on September 17, 2010. Future use of the property will be residential. The proposed cleanup standard for the site is Statewide Health.

DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

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

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

General Permit Application No. WMGM027SE001. Green Resource Energy, LLC, Tin 2 Building, North End, Berdis Boulevard, Keystone Industrial Port Complex, Fairless Hills PA 19030. This application is for a Determination of Applicability under the conditions of the existing General Permit WMGM027 for processing of non-recyclable waste materials to produce a solid fuel that will be beneficially used at industrial facility and utility power plants. Operation under this permit will be conducted inside the confines of an existing building within the facility. The Green Resource Energy, LLC, facility is located within the US Steel property in Falls Township, **Bucks County**. The application for determination of applicability was received by the Southeast Regional Office on August 26, 2010.

AIR QUALITY
PLAN APPROVAL AND OPERATING
PERMIT APPLICATIONS
NEW SOURCES AND MODIFICATIONS

The Pennsylvania Department of Environmental Protection (DEP) 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 DEP, 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.

Notice is hereby given that DEP has received applications for plan approvals and/or operating permits from the following facilities.

Copies of these 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 the proposed Plan Approval or Operating Permit must indicate their interest to the DEP 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 DEP 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. Any comments or protests filed with DEP 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 DEP 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 below. TDD users may 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 through 143, the Federal Clean Air 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.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

15-0067H: Herr Foods, Inc. (273 Old Baltimore Pike, Nottingham, PA 19362-0300) on October 1, 2010, submitted an application for installation of two (2) additional batch kettles on potato chip line No. 4 at their facility in West Nottingham Township, **Chester County**. Herr Foods, Inc. is a Synthetic Minor facility, operating under SMOP 15-00067. The additional kettles will increase production and have minimal emissions. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes Barre, PA 18711-0790

Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

54-308-026: Sapa Extrusions, Inc. (53 Pottsville Street, Cressona, PA 17929) for installation of two (2) new preheater furnaces at their site in Cressona Borough, **Schuylkill County**.

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

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Contact: B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/15226

65-00101C: MAX Environmental Technologies, Inc. (1815 Washington Road, Pittsburgh, PA 15241) to allow continued construction and initial temporary operation of an electric arc furnace dust (EAFD) treatment system and dust collector at their Yukon Facility in South Huntingdon Township, **Westmoreland County**.

In accordance with 25 PA Code §§ 127.44-46 the Department of Environmental Protection (DEP) intends to issue Air Quality Plan Approval: PA-65-00101C to allow the continued construction and initial temporary operation of an electric arc furnace dust (EAFD) treatment system and dust collector at the Yukon Facility located in South Huntingdon Township, Westmoreland County. The facility will treat a maximum of 357,000 tons of EAFD annually. Air contamination sources proposed at the facility include EAFD unloading and lime silo loading. Best available technology (BAT) for the proposed sources includes the incorporation of particulate matter (PM) and opacity emission limits, monitoring and recordkeeping requirements, and work practice standards from Title 25 of the Pennsylvania Code. BAT also includes the use of fabric filters to control PM emissions from EAFD unloading and lime storage silo loading. Potential emissions from the EAFD unloading and lime silo loading are estimated to be 0.31 tons of PM and 0.11 tons of particulate matter less than 10/2.5 microns in diameter (PM10/PM2.5) per year. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently apply for or amend their application for a State Only Operating Permit in accordance with Pa. Code Title 25 Subchapter F.

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, Pennsylvania

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 (specify the Plan Approval number).

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.

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 Corporation (158 Lindsay Road, Zelienople, PA 16063-2812) for a minor modification to plan approval 62-163A for installation of a cone crusher, screen and conveyor at their Garland Aggregate Plant on Route 27 in Pittsfield Township, **Warren County**.

Pursuant to 25 Pa. Code Sections 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 62-163B to IA Construction Corporation for a minor modification to plan approval 62-163A. This modification is for the installation of a cone crusher, screen and conveyor at the Garland Aggregate Plant. The Plan Approval will subsequently be incorporated into a facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code Section 127.450.

Plan Approval No. 62-163B is for the installation of a cone crusher, screen and conveyor. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will have the potential to emit approximately 31.88 tons of particulate matter (PM-10).

The Plan Approval will contain testing, recordkeeping, reporting, work practice and additional requirements designed to keep the facility operating within all applicable air quality requirements. Portions of the facility will also be subject to the Standards for Performance specified in 40 CFR Part 60, Subpart OOO, for Nonmetallic Mineral Processing Plants.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104

Contact: Edward Braun, Chief—Telephone: 215-685-9476

AMS 09197: Chestnut Hill Hospital (8835 Germantown Avenue, Philadelphia, PA 19118) for installation of two (2) 16.74 MMBTU/hr boilers burning #2 fuel oil or natural gas, two (2) 3 MMBTU/hr boilers burning #2 fuel oil or natural gas, and four (4) less than or equal to 450 kW emergency generators. The facility is restricted to 25 tons per year of Nitrogen Oxides (NO_x) emissions. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

V05-003: Plains Products Terminals LLC—(6850 Essington Ave, Philadelphia, PA 19134)

The proposed changes require a significant operating permit modification under 25 PA Code Section 127.541. The proposed modification to the Title V Operating Permit include the following: (Underlined words are being added, ~~Strikethrough~~ words are being removed.)

(Based on the existing gasoline loading limit and the proposed distillate loading limit, the South Terminal has in the potential to emit 14.27 tpy of Total HAPs and 9.47 tpy of a Single HAP. This is below the 10/25 HAP limitation.)

1. The Permittee shall conduct annual Method 9 checks on Thermal Fluid Heater B while burning #6 oil to show compliance with visible emission limitations in C 3. (a) of this operating permit.

2. Monitoring:

Verification on a monthly basis that Thermal Fluid Heater B Nox emissions are less than the emission limit D1 (a) (3). NO_x emissions shall be calculated based on AMS-approved performance tests, AP-42 emission factors, or other emission factors approved by AMS.

3. Recordkeeping:

Monthly fuel usage and NO_x emissions per rolling 12-month period for Thermal Fluid Heater B. NO_x emissions shall be calculated based on AMS-approved performance tests, AP-42 emission factors, or other emission factors approved by AMS.

4. Marine Loading

(1) Type and amount of organic material loaded.

(2) The Permittee shall provide verification on a quarterly basis that for each month HAP emissions from marine vessel loading are less than 10 tons per rolling 12-month period for any singular HAP and 25 tons per rolling 12-month period for total HAPs. Verification for the PTE for Marine Loading shall be based on using AP-42 Section 5.2 Transportation and Marketing of Petroleum Liquids and other AMS-approved emission factors.

5. Gasoline throughput at the South Terminal shall not exceed 960,000,000 gallons per rolling 12-month period. Distillates throughput at the South Terminal shall not exceed ~~40,000,000~~ 200,000,000 gallons per rolling 12-month period.

(The potential emission increase as a result of this increase throughput from 40,000,000 to 200,000,000 of distillates is 1.12 tons of VOC and an increase of 0.14 tons of HAPs.)

6. Each calendar month, the vapor collection system, the vapor processing system, and each loading rack handling gasoline shall be inspected during the loading of gasoline tank trucks for total organic compounds liquid or vapor leaks. For purposes of this paragraph, detection methods incorporating sight, sound, or smell are acceptable. Each detection of a leak shall be recorded and the source of the leak repaired within 15 calendar days after it is detected.[40 CFR 60.502 (j)]

7. The VRU shall be operated in accordance with the CEMs and MACT standards

8. The VRU shall be operated during all loading of gasoline at the South Terminal loading rack

(Loading the low vapor pressure of distillate oil does not require controls under AMR V, 25 Code 129.59 or MACT Subpart Y and the potential emissions from distillate loading are 1.4 tons VOC.)

9. (e) Group 04- Truck Loading

(1) Each owner or operator of a bulk gasoline terminal or pipeline breakout station shall submit a excess emissions report to AMS. The following occurrences are excess emission events and the following information shall be included in the excess emissions report.

(i) Each exceedance or failure to maintain the monitoring operating parameters under 40 CFR 63.425(b). The report shall include the monitoring data for the days on which exceedances or failures to maintain have occurred and a description and timing of the steps taken to repair or perform maintenance on the vapor collection and processing systems or the CMS.

(ii) Each instance of a nonvapor-tight gasoline cargo tank loading at the facility in which the owner or operator failed to take the steps to assure that such cargo tank would not be reloaded at the facility before vapor tightness documentation for that cargo tank was obtained.

(iii) Each reloading of a nonvapor tight gasoline cargo tank at the facility before vapor tightness documentation for the cargo tank is obtained. By the facility in accordance with 40 CFR 63.422 (c)(2)

(iv) For each occurrence of an equipment leak for which no repair attempt was made within 5 days or for which repair was not completed within 15 days after detection.

- (1) The date on which the leak was detected.
- (2) The date of each attempt to repair the leak
- (3) The reasons for the delay of repair
- (4) The date of successful repair

Additionally,

10. The CAM plan was removed for the Vapor Recovery Unit (VRU). Since it was only required because the VRU was used to comply with the 10/25 tpy HAP limits at the South Terminal. The CAM Plan for the VRU is no longer required under the CAM applicability Requirements of 40 CFR 64.2.

11. The CAM plan for the Vapor Incinerator was removed. It was required because the Vapor Incinerator was used to comply with the barge cleaning VOC emission limits. The CAM Plan for the Vapor Incinerator is no longer required under the CAM applicability Requirements of 40 CFR 64.2.

12. Thermal Fluid Heater A removed from Table A1-Facility Inventory list and all associated conditions because it is no longer in operation.

13. Truck loading Rack 1,895,810 kgal/yr of mogas, distillate and additive from Table A1-Facility Inventory was removed. No longer in operation.

14. In Table A1-Facility Vapor Incinerator was moved from Combustion Units to Control Devices Section.

15. The Barge Cleaning Operation sections removed from Table A1-Facility Inventory List and all associated conditions including VOC emission limits because it is no longer in operation.

Persons wishing to file protest, comment or request a public hearing on the above operating permit must submit the request for public hearing by 4:30 PM on 11/30/2010. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received

during the public comment period, AMS may modify the operating permit or schedule a public hearing.

If requested, there will be a public hearing at the Spelman Building, 321 University Ave, 1st floor conference room, Philadelphia PA 19104 at 6:00 PM on December 15, 2010. If anyone has questions about the hearing they can contact Ramesh Mahadevan 215-685-9497 for further clarification.

OPERATING PERMITS

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes Barre, PA 18711-0790

Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

48-00003: Keystone Cement Co. (PO Box A, Bath, PA 18014-0058) a renewal Title V Operating Permit for a Portland Cement manufacturing facility in East Allen Township, **Northampton County**. The facility is considered a major stationary source subject to Title V Operating Permit requirements adopted in 25 Pa. Code 127, Subchapter G. Emissions sources at facility are in the quarrying, raw mill, calcining, clinker production, finish mill, packing, fossil fuel, and boiler areas. The proposed Title V 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.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Zaman, Environmental Program Manager—Telephone: 570-327-3648

17-00001: RRI Energy Mid-Atlantic Power Holdings, LLC (121 Champion Way, Suite 200, Canonsburg, PA 15317) for renewal of the Title V Operating Permit for their Shawville Generating Station in Bradford Township, **Clearfield County**. The facility is currently operating under TVOP 17-00001, which was issued November 7, 2000. The facility's sources include four (4) utility boilers, 15 space heaters, seven (7) internal combustion units, two (2) parts washers, and miscellaneous fugitive emission sources of minor significance. The facility has the potential to emit major quantities of SO_x, NO_x, CO, PM (PM₁₀ and PM_{2.5}), VOCs, individual HAPs, and combined HAPs. The proposed Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

18-00004: Armstrong World Industries, Inc. (325 Eagle Valley Road, Beech Creek, PA 16822) for renewal of the Title V Operating Permit for their Beech Creek Plant in Beech Creek Township, **Clinton County**. The facility is currently operating under TVOP 18-00004, which was issued May 10, 1999. The facility's sources include two (2) natural gas-fired or #2 fuel oil-fired boilers, one (1) small natural gas-fired water heater, one (1) 9-station rotogravure press, one (1) ink mixing and dispensing operation, one (1) make ready operation, one (1) solvent distillation operation, one (1) propane-fired emergency generator, one (1) #2 oil-fired water pump, and three (3) storage tanks. The facility has the potential to emit major quantities of VOCs. The facility has the potential to emit less than major quantities of SO_x, NO_x, CO, PM (PM₁₀ and PM_{2.5}), individual HAPs, and combined HAPs. The pro-

posed Title V operating permit contains all applicable regulatory requirements including monitoring, record-keeping, and reporting conditions.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104*

Contact: Edward Braun, Chief—Telephone: 215-685-9476

V10-027: Newman and Co., Inc. (6101 Tacony Street, Philadelphia, PA 19135) for operation of a paperboard manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions' sources include a 118 MMBTU/hr boiler, twenty nine heaters less than 0.5 MMBTU/hr, and two power washers. The facility also has a stage II vapor recovery system for a 3,000 gallon gasoline tank, a 973,000 BTU/hr fire pump, and a trim waste blower system.

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

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

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

23-00075: Rhodia, Inc. (Blue Bell & Second Street, Marcus Hook, PA 19061) for operation of their facility in Marcus Hook Borough, **Delaware County**. This action is a renewal of the permit for a non-Title V (Natural Minor) facility. The facility is a manufacturer of surfactant materials. There are no proposed changes to equipment or operating conditions. The permit will continue to 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

52-00003: GF Edwards, Inc. (P. O. Box 174, Elmhurst, PA 18416) a renewal State Only operating permit for operation of a stone crushing facility in Greene Township, **Pike County**. The State Only operating permit also includes emissions, monitoring, record keeping, reporting, testing and any additional conditions designed to ensure compliance with all applicable Federal and State air pollution control requirements.

48-00050: Bethlehem City Lehigh & Northampton County WWTP (144 Shimersville Road, Bethlehem, PA 18015-9528) for a renewal operating permit for a Wastewater Treatment Plant in the City of Bethlehem, **Northampton County**. The facility's main sources of emissions include two (2) boilers, two (2) digestors, one (1) aeration basin, one (1) clarifier, one (1) emergency generator, one (1) parts washer. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, record keeping and reporting conditions regarding compliance with all applicable requirements are also included.

39-00095: American Atelier, Inc. (2132 Downyflake Lane, Allentown, PA 18103) for operation of a furniture and related product manufacturing facility including spray coating operations in the City of Allentown, **Lehigh County**. This is an initial State-Only Operating Permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648

18-00008: Woolrich, Inc. (2 Mill Street, Woolrich, PA 17779) for their facility in Pine Creek Township, **Clinton County**. The facility's main sources include material dyeing and finishing operations, the pre-treatment of industrial wastewater and parts cleaning. The facility has the potential to emit CO, NOx, PM10, HAPs, and VOC below the major emission thresholds. The facility has taken a synthetic minor restriction to limit the Sox emissions below the major thresholds. The proposed operating permit contains applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

59-00024: Seneca Resources (2131 Mars Court, Bakersfield, CA 93308) for the Cherry Flats Compressor Station in the Covington Township, **Tioga County**. The facility's main sources include six natural gas-fired compressor engines equipped with oxidation catalysts and two glycol dehydrators. The facility has the potential to emit particulate matter (PM10), nitrogen oxides (NOx), carbon monoxide (CO), volatile organic compounds (VOC), and combined and individual hazardous air pollutants (HAP) emissions below the major thresholds. The facility has taken a synthetic minor restriction to limit the carbon monoxide (CO), nitrogen oxides (NOx), and volatile organic compounds (VOCs) emissions below the major threshold. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

08-00006: General Electric Railcar Repair Services Corp. (North Thomas Avenue, Sayre, PA 18840) for their facility in Sayre Borough, **Bradford County**. The facility's main sources include a railcar painting operation. The facility has taken restrictions to limit potential volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) emissions below Title V 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.

17-00057: Petroleum Development Corp. (103 East Main Street, Bridgeport, WV 26330) for their Tate compressor station in Greenwood Township, **Clearfield County**. The facility's main sources include a 115 hp natural gas fired reciprocating internal combustion compressor engine and a glycol dehydration system. The

facility has the potential to emit nitrogen oxides (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), particulate matter (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.

17-00058: Petroleum Development Corp. (103 East Main Street, Bridgeport, WV 26330) for their Passmore compressor station located in Bell Township, **Clearfield County**. The facility's main sources include a 180 hp natural gas fired reciprocating internal combustion compressor engine and a glycol dehydration system. The facility has the potential to emit nitrogen oxides (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), particulate matter (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

65-00979: Laurel Mountain Midstream, LLC (1550 Coraopolis Heights Road, Second Floor, Moon Township, PA 15108) for operation of compressor station in West Newton Borough, **Westmoreland County**.

65-00966: Greensburg Thermal, LLC (755 Opossum Lake Road, Carlisle, Pa 17015) for operation of one coal-waste fired boiler and two No. 2 fuel oil fired backup boilers which provide steam for heating and cooling to the adjacent SCI Greensburg Facility in Hempfield Township, **Westmoreland County**

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Matthew Williams, New Source Review Chief—Telephone: 814-332-6940

61-00206: Renovex (1028 Stevenson Road, Grove City, PA 16127-7918) to issue a renewal State Only Operating Permit for the reprocessing of old used propane cylinders in Barkeyville Borough, **Venango County**. The facility is a Natural Minor. The primary sources at the facility include a cylinder washer, shot blast operation, spray paint booth, curing oven, and propane storage tanks. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104

Contact: Edward Brawn, Chief—Telephone: 215-685-9476

S09-020: PECO Oregon Shop (2610 Columbus Boulevard, Philadelphia, PA 19148) for the operation of a maintenance facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include twelve (12) natural gas combustion units each rated at less than 5.0 MMBTU/hr, one 765 Hp emergency generator, two paint shop spray booths with dry panel filters, one transformer shop paint spray booth with dry

panel filters, and a gasoline storage tank and distribution with Stage I and Stage II Vapor Recovery Systems.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); the Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Act (52 P. S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated above each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

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 §§ 77.121-123 and 86.31-34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

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 (relating to public hearing-informal conferences) or § 86.34 (relating to in-

formal conferences), 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.

Where 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 below. 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 through 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

(MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s) (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 above 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 ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

¹ 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

03951301 and NPDES Permit # PA0002275, Keystone Coal Mining Corporation, (P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774), to renew the permit for the Keystone Cleaning Plant in Plumcreek Township,

Armstrong County and related NPDES permit. No additional discharges. Application received: August 13, 2010.

17851501 and NPDES Permit # PA0215694, RES Coal, LLC, (224 Grange Road, Armagh, PA 15650), to renew the permit for the Clearfield Siding in Boggs Township, **Clearfield County** and related NPDES permit. No additional discharges. Application received: August 12, 2010.

30841317 and NPDES Permit # PA0213527, Consol PA Coal Company, LLC, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Enlow Fork Mine in Richhill and Morris Townships, **Greene County** and Morris, East Finley, and West

Finley Townships, **Washington County** and related NPDES permit. Application received: June 29, 2010.

32051301 and NPDES Permit # PA0215228, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to revise the permit for the Barrett Deep Mine in Buffington and Brush Valley Townships, **Indiana County** to add underground permit and subsidence control plan area acres. Underground Acres Proposed 524.0, Subsidence Control Plan Acres Proposed 524.0. No additional discharges. Application received: July 28, 2010.

32841602 and NPDES Permit # PA0092631, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to renew the permit for the Clymer Tipple in Cherryhill Township, **Indiana County** and related NPDES permit. No additional discharges. Application received: August 6, 2010.

56061301 and NPDES Permit # PA0235709, RoxCOAL, Inc., (P. O. Box 149, Friedens, PA 15541), to revise the permit for the Kimberly Run Mine in Somerset Township, **Somerset County** and related NPDES permit to increase daily discharge limits for approved NPDES point 003. Receiving stream: Kimberly Run stream, classified for the following use(s): CWF. Application received: August 13, 2010.

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

56663069, NPDES No. PA0120944 and General Permit GP-12-56663069, Action Mining, Inc., 1117 Shaw Mines Road, Meyersdale, PA 15552, revision of an existing bituminous surface to obtain coverage for coal processing under air quality general permit GP-12 in Elk Lick and Summit Townships, **Somerset County**, affecting 3040.0 acres. Receiving stream(s): unnamed tributaries to Casselman River, Casselman River, unnamed tributary to Elk Lick Creek and Elk Lick Creek classified for the following use(s): cold water fishery. There are no public water supply intakes within 10 miles downstream. Application received: October 1, 2010.

56100102, NPDES No. PA0263010 and General Permit GP-12-56100102, PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, revision of an existing bituminous coal mining site to obtain coverage for coal processing under air quality general permit GP-12 in Stonycreek and Somerset Townships, **Somerset County**, affecting 360.0 acres. Receiving stream(s): unnamed tributaries to Wells Creek and Stonycreek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 27, 2010.

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

16100105 and NPDES Permit No. PA0258946, Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Commencement, operation and restoration of a bituminous strip operation in Porter Township, **Clarion County** affecting 86.6 acres. Receiving streams: Unnamed tributaries to Leatherwood Creek and unnamed tributaries to Jack Run, both classified for the following state-wide uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: October 4, 2010.

16050111 and NPDES Permit No. PA0258041, Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258) Renewal of an existing bituminous strip operation in Porter Township, **Clarion**

County affecting 86.0 acres. Receiving streams: Unnamed tributary to Licking Creek and unnamed tributary to West Fork of Leatherwood Creek, both classified for the following state-wide uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: October 12, 2010.

10840116 and NPDES Permit No. PA0602531, State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201) Renewal of an existing bituminous strip and auger operation in Concord & Oakland Townships, **Butler County** affecting 224.8 acres. Receiving streams: Two unnamed tributaries to Connoquenessing Creek, classified for the following state-wide uses: HQ-WWF. The first downstream potable water supply intake from the point of discharge is Western Pennsylvania Water Company. This renewal is for reclamation only. Application received: October 12, 2010.

24100104 and NPDES Permit No. PA0258954, AMFIRE Mining Company, LLC (One Energy Place, Suite 2800, Latrobe, PA 15650) Commencement, operation and restoration of a bituminous strip operation in Fox & Huston Townships, **Elk & Clearfield Counties** affecting 68.9 acres. Receiving streams: Unnamed tributary to East Branch Wilson Run, classified for the following state-wide uses: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: October 7, 2010.

10040104 and NPDES Permit No. PA0242594, Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous strip operation in Concord Township, **Butler County** affecting 160.0 acres. Receiving streams: Unnamed tributaries to South Branch Slippery Rock Creek, classified for the following state-wide uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: October 12, 2010.

37050101 and NPDES Permit No. PA0242616, Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Renewal of an existing bituminous strip operation in Wayne & Shenango Townships, **Butler County** affecting 147.0 acres. Receiving streams: Unnamed tributaries to Duck Run, classified for the following state-wide uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: October 12, 2010.

24743008 and NPDES Permit No. PA0127566, Fairview Coal Company (P. O. Box R, Ridgway, PA 15853) Renewal of an existing bituminous strip and auger operation in Fox Township, **Elk County** affecting 66.0 acres. Receiving streams: Unnamed tributary to Benninger Creek and Benninger Creek to Brandy Camp to Toby Creek to the Clarion River, classified for the following: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: October 14, 2010.

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

17900104 and NPDES No. PA0116939, Hepburnia Coal Co. (P. O. Box 1, Grampian, PA 16838). Renewal of an existing bituminous surface mine located in Brady and Bell Townships, **Clearfield County** affecting 537.6 acres. Receiving streams: Buck Run and Beech Run and unnamed tributaries to Beech Run classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: October 4, 2010.

17100102 and NPDES No. PA0257273. King Coal Sales, Inc. (P. O. Box 712, Philipsburg, PA 16866). Revision to add auger mining on an existing bituminous surface mine located in Cooper Township, **Clearfield County** affecting 61.0 acres. Receiving streams: Sulphur Run classified for cold water fishery and Moshannon Creek classified for trout stocking. There are no potable

water supply intakes within 10 miles downstream. Application received: October 5, 2010.

Noncoal Applications Received

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

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

* The parameter is applicable at all times.

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

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

34100802. Matthew Sieber, 58 Stoney Lane, Mifflin, PA 17058, commencement, operation, and restoration of a small noncoal (industrial minerals) operation in Milford Township, **Juniata County**, affecting 5.0 acres, receiving stream(s): unnamed tributary to Licking Creek. Permit received: October 7, 2010.

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

54950302C13 and NPDES Permit No. PA0223603. Pennsy Supply, Inc., (P. O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Wayne township, **Schuylkill County**, receiving stream: Bear Creek, classified for the following uses: cold water fishes and migratory fishes. Application received: October 6, 2010.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C. 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. §§ 1311—1313, 1316 and 1317 as well as relevant state requirements. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above 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. Each individual 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 the hours of 8:00 AM and 4:00 PM on each working day at the office noted above the application.

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1-800-654-5984.

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

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

E53-437. Pennsylvania General Energy Company, LLC, 120 Market Street, Warren, PA 16365-2510. Pine Hill Natural Gas Pipeline Development, Eulalia Township, **Potter County**, ACOE Baltimore District (Short Run, PA Quadrangle Latitude: 41° 36' 35.02"; Longitude: 77° 49' 42.88").

The applicant proposes to construct, operate and maintain a six inch diameter natural gas pipeline crossing beneath Little Lyman Run (High Quality-Cold Water) for the development of the Pine Hill Site. As proposed installation of the gas pipeline will be accomplished by open trenching across Little Lyman Run. Installation of the pipeline by trenching shall be completed in dry work conditions by dam and pumping, fluming or diverting stream flow around the work area. Since Little Lyman Run is a wild trout fishery, no pipeline construction or future repair work shall be conducted in or along the stream channel between October 1 and December 31 without prior written approval from the Pennsylvania Fish and Boat Commission, which also serves as the Coudersport Borough Flood Control Project. As proposed, the project poses no impact to wetlands while perma-

nently impacting 3-feet of the waterway. The project is located along the western right-of-way of Horton Road approximately 1605-feet south of Junction Road and Horton Road intersection.

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

E02-1642. Adventure Phase IV, A PA LP, 102 West Anderson Street, Selma, NC 27576-2562. To relocate and create wetland replacements in McCandless Township, **Allegheny County**, Pittsburgh ACOE District. (Emsworth PA Quadrangle N: 12.7 inches; W: 2.8 inches; Latitude: 40° 34' 12"; Longitude: 80° 01' 13"). The applicant proposes to relocate and maintain approximately 1.152.0 linear feet of an unnamed tributary (UNT 1) to Little Pine Creek (TSF), to relocate and maintain approximately 160.0 linear feet of a second unnamed tributary (UNT 1A) to Little Pine Creek (TSF), to enclose and maintain approximately 180.0 linear feet of an unnamed tributary (UNT 2) to Little Pine Creek (TSF), to enclose and maintain approximately 360.0 linear feet of an unnamed tributary (UNT 2A) to Little Pine Creek (TSF), to restore and maintain an unnamed tributary to Little Pine Creek (UNT 3) by installing in-stream stabilization and habitat improvement structures, and to place and maintain fill in approximately 0.11 acre of PEM/PSS wetlands for the purpose of constructing the McCandless Town Center. The project is located on the east side of the McKnight Road Extension at the intersection of the McKnight Road Extension and Cumberland Road and will impact approximately 1,852.0 linear feet of stream channel and 0.11 acre of PEM/PSS wetlands. To compensate for the wetland impacts, the applicant proposes to create 0.15 acre of wetland replacement wetlands.

E02-1644. Todd A. McMullen, 745 Metz Road, Tarentum, PA 15084-3032. To operate and maintain the existing fill and also maintain the existing culverts in Fawn Township, **Allegheny County**, Pittsburgh ACOE District. (Curtisville, PA Quadrangle N: 0.5 inches; W: 1.2 inches; Latitude: 40° 37' 48"; Longitude: 79° 45' 31"). The applicant proposes to operate and maintain the existing fill on the right bank of Metz Run (an unnamed tributary to Bull Creek) (TSF) for the purpose of building a house and to operate and maintain the existing 48 inch diameter and 36 inch diameter culverts in the channel of said stream for the purpose of providing access to applicants property. The project is located on the north side of Metz Road (T-772), approximately 1,700.0 feet upstream from the mouth of said stream.

Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701

E4129-004 Anadarko E&P Company, LP, P. O. Box 1330, Houston, Texas 77251-1330, Mifflin Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain a surface water withdrawal along Second Fork Larry's Creek (EV) adjacent to Route 287 north of Salladasburg (Salladasburg, PA Quadrangle 41° 20' 11.26"N 77° 14' 36.28"W). The proposed withdrawal will include a submersible pump set in a wet well with related materials set in the stream bed. The project will result in 29 square feet of permanent stream and floodway impact, and 220 square feet of temporary stream and floodway impact all for the purpose of obtaining water for use to develop multiple Marcellus Shale wells.

ENVIRONMENTAL ASSESSMENT

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

EA18-003. Trout Unlimited, 18 East Main Street, Suite 3, Lock Haven, PA 17745-1388. Swamp Area Passive treatment, in Noyes Township, **Clinton County**, ACOE Baltimore District

To construct and maintain: 1) a concrete intake diversion weir to direct up to 90% of the AMD tainted stream water of an unnamed tributary to 2 Mile Run to, 2) a terraced swamp area passive treatment system that will discharge treated water out of, 3) a armored outfall into 2 Mile Run, all of which is located downstream of a point 2,550 feet northeast of the intersection of 2 Mile Run and Robbins Road.

(Renovo West, PA, PA Quadrangle N: 41°20'34"; W: -77°51'3").

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

D45-148EA. CCP Property Owners Association South, 1 Big Ridge Drive, East Stroudsburg, PA 18302. Middle Smithfield Township, **Luzerne County**, ACOE Philadelphia District.

Project proposes to breach and remove Rakes Dam across Pond Creek (HQ-CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The dam is located approximately 1400 feet north of the intersection of US209 and Primrose Lane (T540) (Bushkill, PA Quadrangle; Latitude: 41° 03' 24", Longitude: -75° 06' 09").

DAM SAFETY

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

D30-055A. Consol PA Coal Company, LLC, P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323. To modify, operate, and maintain Bailey Mine Area No. 3 Slurry Dam and four (4) associated saddle dams across a tributary to Enlow Fork (WWF) for the purpose of impounding mine waste slurry. The proposed work will raise the existing embankment by approximately seven feet to provide additional slurry storage.

(Wind Ridge, PA Quadrangle N: 15.2 inches; W: 1.0 inches) Richhill Township, **Greene County**.

D21-187A. Hemp Brothers, Inc., 205 Creek Road, Box 278, Camp Hill, PA 17055. To modify, operate and maintain Toland Quarry A and B Dam across a tributary to Mountain Creek (CWF), for the purpose of capping/closing the impoundment and deregulate the dam in (Mt. Holly Springs, PA Quadrangle N: 13.5 inches; E: 5 inches) in Dickinson Township **Cumberland County**.

D64-230. Association of Property Owners of the Hideout, Inc., 640 The Hideout, Lake Ariel, PA 18436. To modify, operate, and maintain the Deerfield Lake Dam across a tributary to Ariel Creek (HQ-CWF). Project proposes permanent impacts to 0.02-acre of PEM wetland for the purpose of modifying the dam to meet Commonwealth Regulations (Lakeville, PA Quadrangle N: 8.5 inches; W: 15.3 inches) in Salem Township, **Wayne County**.

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 (NOIs) for coverage under General Permits. This Notice of Final Action is provided in accordance with regulations at 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of the Pennsylvania Clean Streams Law, 35 P. S. §§ 691.1 *et seq.*, and the Federal Clean Water Act, 33 USCA §§ 1251 *et seq.*

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New, 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 through 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 Permit(s). The approval for coverage under these 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. The 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 above the action.

Any person aggrieved by any of these actions may appeal that action to the Environmental Hearing Board, pursuant to section 4 of the Environmental Hearing Board Act, 35 P. S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5a. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing 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 you want to challenge an action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0063142 (Industrial Waste)	Chrin Brothers Sanitary Landfill 635 Industrial Drive Easton, PA 18042	Northampton County Williams Township	Unnamed Tributary of Lehigh River (02C) Cold Water Fishes	Y
PAS232210 (Storm Water)	Consolidated Container Company Allentown 6831 Ruppssville Road Allentown, PA 18106	Lehigh County Upper Macungie Township	Tributary to Iron Run (2-C)	Y
PA0064033 (Sewage)	Pusti Margiya Vashnav Samaj of North America 15 Manor Road Schuylkill Haven, PA 17972	Schuylkill County Wayne Township	Unnamed Tributary to Lower Little Swatara Creek (07D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0081591 (Sew)	Eastern York County Sewer Authority 44 Walnut Springs Road York, PA 17406-9000	York County Hallam Borough	Kreutz Creek / 7-I	Y
PA0082287 (Sew)	PA DE District Council Assemblies of God 430 Union Hall Road Carlisle, PA 17013-8303	Cumberland County North Middleton Township	Conodoguinet Creek / 7-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0033910 (Sewage)	Northeast Bradford School Wastewater Treatment Plant RR 1 Box 211b Rome, PA 18837-9505	Bradford County Orwell Township	Johnson Creek (4-D)	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. PA0244431 Amendment No. 1, Industrial Waste, **Philadelphia Ship Repair, LLC**, 5195 South 19th Street, Philadelphia, PA 19112.

This proposed facility is located in City of Philadelphia, **Philadelphia County**.

Description of Proposed Action/Activity: Approval for the transfer of an NPDES Permit from PennShip SVC, LLC to Philadelphia Ship Repair, LLC due to the change of ownership.

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

NPDES Permit No. PA0110361, Sewage, **Freedom Township Water & Sewer Authority**, 131 Municipal Street, East Freedom, PA 16637-8158.

This proposed facility is located in Blair Township, **Blair County**.

Description of Proposed Action/Activity: Authorization to discharge to Frankstown Branch Juniata River in Watershed 11-A.

NPDES Permit No. PA0261564, Sewage, **Mr. John M. Lee**, 14547 Paxton Run Road, Shippensburg, PA 17527.

This proposed facility is located in Lurgan Township, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Conodoguinet Creek in Watershed 7B.

NPDES Permit No. PAS803505, Industrial Waste - Stormwater, **HPT PSC Properties Trust**, 24601 Center Ridge Road, Westlake, OH 44145.

This proposed facility is located in Middlesex Township, **Cumberland County**.

Description of Proposed Action/Activity: Authorization to discharge to the Letort Spring Run in Watershed 7-B.

NPDES Permit No. PAS223502, Industrial Waste - Stormwater, **Jamie Kreider, Frey Brothers Manufacturing, Inc.**, 372 Puseyville Road, Quarryville, PA 17566

This proposed facility is located in East Drumore Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization for discharge to UNT West Branch Octoraro Creek in Watershed 7-K.

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

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

WQM Permit No. 3910402, Sewerage, **Upper Macungie Township Authority**, 8330 Schantz Road, Breinigsville, PA 18031.

This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit to allow sanitary sewer improvements in the Lime Street and Nursery Street areas, and rerouting of sewage flows.

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

WQM Permit No. 0110403, Sewage, **William Stevens**, 2350 Harney Road, Littlestown, PA 17340.

This proposed facility is located in Germany Township, **Adams County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of a grease trap, lift station, CSBR pre-packaged unit, aerobic digester, dose pump and sand mound designed to treat a maximum of 2,400 gallons per day.

WQM Permit No. 2110405, Sewage, **Silver Spring Township Authority**, PO Box 1001, New Kingstown, PA 17027.

This proposed facility is located in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of the Trindle Spring Run Interceptor project consists of abandonment of Five Pump Stations, construction of 6,715 LF of 12" gravity sewer, 1,691 LF of 8" gravity sewer, and manholes.

WQM Permit No. 2110406, Sewage, **Silver Spring Township Authority**, PO Box 1001, New Kingstown, PA 17027.

This proposed facility is located in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of an upgrade to an existing 8" Force Main to a 12" Force Main and upgrade the existing pump station from 0.259 MGD to 0.5188 MGD.

WQM Permit No. 2810403, Sewage, **John M. Lee**, 14547 Paxton Run Road, Shippensburg, PA 17527.

This proposed facility is located in Lurgan Township, **Franklin County**.

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

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

WQM Permit No. 4110405, Sewerage [SIC 4952], **Williamsport Sanitary Authority**, 253 West Fourth Street, Williamsport, PA 17701-6113.

This existing facility is located in the City of Williamsport, **Lycoming County**.

Description of Proposed Action/Activity: Permit issued authorizing the Contract C-5 project, which will include nutrient removal and combined sewer overflow improvements at the Central Plant.

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

WQM Permit No. WQG018781, Sewerage, **David E. Morris**, 10 Fiske Avenue, Bradford, PA 16701

This proposed/existing facility is located in Foster Township, **McKean County**.

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

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

WQM Permit No. 1510402, Sewerage, **Stroud Water Research Center**, 970 Spencer Road, Avondale, PA 19311.

This proposed facility is located in West Marlborough Township, **Chester County**.

Description of Action/Activity: Construction and operation of a wastewater treatment plant.

WQM Permit No. 1507417, Sewerage, **Amendment, Valley Forge Sewer Authority**, 333 Pawling Road, Phoenixville, PA 19460.

This proposed facility is located in Schuylkill Township, **Chester County**.

Description of Action/Activity: Replacement of both pumps impeller from 14.7" to 15.25" to increase each pump capacity from 2250 gpm to 3000 gpm

WQM Permit No. 2398407, Renewal, Sewerage, **Claude DeBottom**, 1604 Walnut Street, Philadelphia, PA 19103.

This proposed facility is located in Edgmont Township, **Delaware County**.

Description of Action/Activity: Renewal of the existing 0.0152 mgd wastewater treatment plant with absorption bed discharge.

IV. NPDES Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Permit Actions

V. NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Actions

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

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 Non-Exceptional 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-02

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Upper Southampton Township Bucks County	PAG0200 091012	1051, LC, LLC 945 Lincoln Highway Morrisville, PA 19067	Mill Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAG0200 091046	Township of Falls 188 Lincoln Highway, Ste 100 Fairless Hill, PA 19030	Rock Run/Martins Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Makefield Township Bucks County	PAG0200 091035	Makefield Woodside, LLC PO Box 291 Yardley, PA 19067	Buck Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
West Marlborough Township Chester County	PAG0200 1509040-A1	Advanced Geoservices 1055 Andrew Drive, Ste A West Chester, PA 19380-4293	Unnamed Tributary Doe Run (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Easttown Township Chester County	PAG0200 151022	Main Line Real Properties, LP 214 West Lancaster Avenue Devon, PA 19333	Darby Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAG0200 461045	Alexander Vaccaro 1840 Aloha Lane Gladwyne, PA 19035	Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Jessup Boro Lackawanna Co.	PAG02003510010	SLIB CO. ATTN: Karl Pfeiffenberger 222 Mulberry St PO Box 431 Scranton PA 18501	Grassy Island Creek CWF, MF	Lackawanna Co. Conservation District 570-281-9495
Hanover Twp, Lehigh County	PAG02003910004	Alex Barlas US Navy NAVFAC MIDLANT 4921 S Broad St. Phila. PA 19912	Unnamed Tributary to Lehigh River CWF, MF	Lehigh Co. Conservation District 610-391-9583
Upper Mount Bethel Twp. Northampton Co.	PAG02004810007	Samuel D'Alessandro 112 North Courtland St. Stroudsburg PA 18301	Unnamed Tributary to Delaware River CWF, MF	Northampton Co. Conservation District 610-746-1971

NOTICES

6317

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Lurgan Township Franklin County	PAG2002810013	Earl Parshall P. O. Box 129 Shippensburg, PA 17257	UNT to Paxton Run/WWF-MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499
Southampton Township Franklin County	PAG2002809020-1	David Cooper 229 Huber Village Boulevard, Suite 100 Westerville, OH 43081	Gum Run/CWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499
Southampton Township Franklin County	PAG2002805087-R	Robert Forrester 2073 Orrstown Road Shippensburg, PA 17257	Muddy Run/WWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499
Chambersburg Borough Franklin County	PAG2002810020	Roger Hurd Ventura Foods 1501 Orchard Drive Chambersburg, PA 17201	UNT to Conococheague/ WWF-MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17201 717-264-5499
Girard Township Goshen Township Clearfield County	PAG2001710011	Covington-Karthaus- Girard Area Authority PO Box 104 Frenchville, PA 16836	Chub Run CWF Surveyor Run CWF Bald Hill Run CWF West Branch of Susquehanna River WWF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Montoursville Borough Lycoming County	PAG2004105011R	Tom Hart Williamsport Airport Authority 700 Airport Rd Montoursville, PA 17754	Susquehanna River WWF	Lycoming County Conservation District 542 County Farm Rd Suite 202, Montoursville, PA 17754, (570) 433-3003
Point Township Northumberland County	PAG2004910014	Furman Foods, Inc. 770 Cannery Road Northumberland, PA 17857	UNT to West Branch Susquehanna River WWF/MF	Northumberland County Conservation District RR 3, Box 238-C Sunbury, PA 17801 (570) 286-7114, X 4
Liberty Borough Tioga County	PAG2005910006	Liberty Cottages, LP 4 Riverside Plaza Blossburg, PA 16912	Blockhouse Creek CWF	Tioga County Conservation District 50 Plaza Lane Wellsboro, PA 16901 (570) 724-1801, X 3
Fayette County North Union Township	PAG2002610003	Steetz Incorporated David Mastrostefano 5700 Sixth Avenue Altoona, PA 16602	Redstone Creek (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Fayette County North Union Township	PAG2002610011	R.E.A.L. Investments LLC Don Hough PO Box 45 Hopwood, PA 15445	UNT to Redstone Creek (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497
Somerset County Conemaugh Township	PAG02005609008	Laurel View Village 2000 Cambridge Drive Davidsville, PA 15928	UNT to Stonycreek River (CWF)	Somerset County CD 6024 Glades Pike, Suite 103 Somerset, PA 15501 814-445-4352
Jackson Township Butler County	PAG02 0010 10 013	The Buncher Company Penn Liberty Plaza 1 1300 Penn Avenue, Ste 300 Pittsburgh PA 15222	UNT to Glade Run WWF	Butler Conservation District 724-284-5270
Connoquenessing Township Butler County	PAG02 0010 10 014	Howard Neff Butler Land Company LLC 1126 Ridgemont Drive Meadville PA 16335	UNT to Connoquenessing Creek WWF	Butler Conservation District 724-284-5270
Cranberry Township Butler County	PAG2 0010 04 027R	Donald Rodgers 215 Executive Drive Cranberry PA 16066	UNT to Brush Creek WWF	Butler Conservation District 724-284-5270
Erie County North East Borough	PAG02 0025 04 031R	Dave Thornton PO Box 569 10650 West Main Street North East PA 16428	UNT to 16 Mile Creek WWF; MF	Erie Conservation District 814-825-6403
Erie County Harborcreek Township	PAG02 0025 10 010	Greater Erie Industrial Development Corporation 5240 Knowledge Parkway Erie PA 16510	Fourmile Creek WWF; MF	Erie Conservation District 814-825-6403
Venango County Barkeyville Borough	PAG02 0061 10 003	Sam Dotan United Reality Company PO Box 1780 Altoona PA 16604	UNT Wolf Creek CWF	Venango Conservation District 814-676-2832

General Permit Type—PAG-4

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Huntingdon County / Shirley Township	PAG043537	DCNR—Bureau of Forestry—Juniata House 181 Rothrock Lane Huntingdon, PA 16652	Juniata River / CWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Foster Township, McKean County	PAG041014	David E. Morris 10 Fiske Avenue Bradford, PA 16701	Unnamed Tributary to the Kendall Creek, 16-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

PUBLIC WATER SUPPLY (PWS) PERMITS

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

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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 Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing 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 decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. 721.1—721.17)

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

Permit No. Minor Amendment—Construction Public Water Supply.

Applicant **Jersey Shore Area Joint Water Authority**
 [Township or Borough] Jersey Shore Borough
County **Lycoming**
Responsible Official Mr. Michael C. Zellers
 Jersey Shore Area Joint Water Authority
 P. O. Box 5046
 1111 Bardo Avenue
 Jersey Shore, PA 17740
Type of Facility Public Water Supply—Construction
Consulting Engineer Dennis Norman, P.E.
 Norman Engineered Designs
 P. O. Box 126
 3256 Woodward Avenue
 Avis, PA 17721
Permit Issued Date October 19, 2010
Description of Action Construction of 120 feet of 36-inch detention piping to provide 4-log inactivation of viruses of Pine Creek Well water.

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Coudersport Borough Authority**
 [Township or Borough] Coudersport Borough
County **Potter**
Responsible Official Mr. Gareth Gockley
 Coudersport Borough Authority
 201 South West Street
 Coudersport, PA 16915
Type of Facility Public Water Supply—Operation
Consulting Engineer Daniel Guss, P.E.
 Uni-Tec Consulting Engineers, Inc.
 2007 Cato Avenue
 State College, PA 16801
Permit Issued Date October 19, 2010

Description of Action 4-log inactivation of viruses at Entry Point 101 (North Spring and North Well Nos. 1, 2 and 3) and Entry Point 102 (East Well Nos. 1 and 2).

Permit No. Minor Amendment—Construction Public Water Supply.

Applicant **Brady Township-Troutville Borough Water Association, Inc.**
 [Township or Borough] Brady Township
County **Clearfield**
Responsible Official Lester G. Wachob, President
 Brady Township-Troutville Borough Water Association, Inc.
 3309 Shamokin Trail
 Luthersburg, PA 15848
Type of Facility Public Water Supply—Construction
Consulting Engineer Stephen V. Heine, P.E.
 P. O. Box 466
 Huntingdon, PA 16652
Permit Issued Date October 19, 2010
Description of Action Replacement of Luthersburg Reservoir No. 2 and repairs to Luthersburg Reservoir No. 1 and Troutville Reservoir No. 1.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Lewis Township	1428 Rovendale Drive Watsonstown, PA 17777	Northumberland

Plan Description: The approved plan provides for sewerage parts of Lewis Township. The selected alternative involves the purchase of the Warrior Run School District wastewater treatment facility with the construction of sewers along a portion of SR 1007 corridor, Pleasant View Estates, and a portion of Warrior Run Boulevard. Additionally, sewers will be constructed along a portion of SR 0054, Schell Road, and Koch Road with conveyance to Turbotville Borough wastewater treatment facility. Finally, a small flow treatment system will be constructed to serve residents along SR 1008 with the remaining portions of the studied area covered under a sewage management program. The total project cost is estimated to be \$3,502,746 and is expected to be funded by PENNVEST. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Butler Area Sewer Authority (BASA), City of Butler, Butler Township, Summit Township, Oakland Township, Center Township, Connoquenessing Township, East Butler Borough	100 Litman Road Butler, PA 16001	Butler

Plan Description: The approved plan addresses the current and future sewage needs of the Butler Area Sewer Authority service area. Tributary municipalities are the City of Butler, East Butler Borough and Butler, Summit, Oakland, Center and Connoquenessing Townships. Provisions are included for closing sanitary overflow structures at the Deshon, General Tire and Ball Park locations through construction of flow diversion and storage facilities. In addition, flow diversion structures will also be constructed for the Connequenessing Interceptor and the Monroe Street Pump Station force main. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Hawthorn Borough, Redbank Township & Redbank Township	P. O. Box 52 Hawthorn, PA 16230	Clarion & Armstrong

Plan Description: The approved plan provides for construction of new gravity sewers, force mains and pump stations to service areas of Hawthorn Borough and Redbank Township, Clarion County and Redbank Township, Armstrong County. The new sewage treatment plant will be located in Oak Ridge Village in Redbank Township, Armstrong County. Implementation of the plan will be by the Hawthorn Redbank Redbank Municipal Authority. Both Clarion and Armstrong Counties support this project. Environmental consistency has been established and a Phase I Archaeological Survey is included in the project. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
City of Hermitage	800 North Hermitage Road Hermitage, PA 16148	Mercer

Plan Description: The approved plan provides for addressing current and future sewage needs of the City of Hermitage and the surrounding service areas of Clark Borough, Wheatland Borough, Jefferson Township, Shenango Township and South Pymatuning Township. An upgrade and expansion of the existing water pollution control plant as well as rehabilitation of collector and interceptor sewers within the City are planned. A cogeneration system is also proposed as part of this plan, and will allow for conversion of waste sludge to Methane

gas for power that can be used at the plant or sold to the power grid. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL**Plan Disapprovals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)**

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Salisbury Township	(5581 Old Philadelphia Pike, Gap, PA 17527)	Lancaster County

Plan Description: The Gary and Bradley Graham proposed plan revision for subdivision of one residential lot using an on lot sewage system plus a residue lot, was disapproved because the module failed to properly assess the impact of the proposed on lot sewage system upon an unnamed tributary to Pequea Creek, a surface water classified as High Quality. The submitted assessment only compared concentrations between the plume and the stream, but did not assess the addition of the mass of nitrate entering the stream. While the plume may become diluted traveling between the drain field and stream, the mass remains constant. The study did not assess the impact in accordance with the methodology described in Chapter 8 of DEP's Water Quality Antidegradation Implementation Guidance. The proposed subdivision is located on the west side of Narvon Rd across from Northeimer Road in Salisbury Township, Lancaster County. The APS number is 726779 and the DEP code number is A3-36950-452-2.

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

Public Notice of Proposed Consent Order and Agreement

DuPont/New Castle Junk Site City of New Castle and Union Township, Lawrence County

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P. L. 756, No. 108, 35 P. S. § 6020.101—6020.1305 ("HSCA"), notice is hereby provided that the Pennsylvania Department of Environmental Protection ("Department") is entering into a Consent Order and Agreement with the Lawrence County Economic Development Corporation ("LCEDC") concerning the proposed ownership and redevelopment of a portion of the DuPont/New Castle Junk Site ("Site").

In the past, wastes containing hazardous substances were disposed at the Site and these substances contaminated the environment at the Site. The Department and some of the responsible persons for the Site conducted a response action at the Site between 1992 and 2002. This response action included treatment of wastes and soils contaminated by hazardous substances, followed by placement of a soil cap on one portion of the treated wastes at a portion of the site referred to as the "Battery Property".

Upon completion of the response action, the Battery Property at the Site was acquired by the Lawrence County Economic Development Corporation ("LCEDC") and made available for redevelopment. The remainder of the Site includes former industrial buildings and a properly closed residual waste landfill on a portion of the Site referred to as the "China Property". The China Property has been owned by Realities, U.S.A. Inc. ("Realities") since 1993.

LCEDC intends to purchase the China Property at the Site from Realities. LCEDC is not a "responsible party" as defined in Section 103 of HSCA, 35 P.S. § 6020.103. However, in recognition of the extensive cleanup efforts at the Site, under the terms of the Consent Order and Agreement ("Agreement"), LCEDC has agreed to continue the re-use of the China Property in a manner consistent with the completed response action, including maintaining the residual waste landfill and the concrete surfaces at the Site. LCEDC is aware of the existence of a discreet area of lead and arsenic contamination in surface soils on the China Property and understands that further investigation and response actions will be necessary to prevent direct contact with this contamination. Following acquisition of title to the China Property, the LCEDC shall submit plans for Department approval to maintain the residual waste landfill and concrete surfaces. LCEDC will implement a work plan, following Department approval, to limit direct contact with lead and arsenic in surface soils, including the discreet area previously identified.

The specific terms of this settlement are set forth in the Agreement between the Department and LCEDC. The Department will receive and consider comments relating to the Agreement for sixty (60) days from the date of this Public Notice. The Department has the right to withdraw its consent to the Agreement if the comments disclose facts or considerations that indicate that the Agreement is inappropriate, improper, or not in the public interest. After the public comment period, the Department's settlement with LCEDC shall be effective upon the date that the Department notifies LCEDC, in writing, that this Agreement is final and effective in its present form, and that the Department has filed a response to significant written comments to the Agreement, or that no such comments were received.

Copies of the Agreement are available for inspection at the Department's Northwest Regional Office. Comments may be submitted, in writing, to Mr. Gary Mechtly, Program Manager, Hazardous Sites Cleanup, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Mr. Mechtly, at 814-332-6648. TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

Public Notice of First Modification to the July 29, 1998 Consent Order and Agreement

**DuPont/New Castle Junk Site
City of New Castle and Union Township,
Lawrence County**

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P.L. 756, No. 108, 35 P.S. 35 P.S. § 6020.101—6020.1305 ("HSCA"), notice is hereby provided that the Pennsylvania Department of Environmental Protection ("Department") has agreed to modify the July 29, 1998 Consent Order and Agreement ("1998 Agreement") with Realities U.S.A., Inc. ("Realities") concerning a portion of the DuPont/New Castle Junk Site ("Site") referred to as the "China Property".

Realities has owned the China Property since 1993 and entered into the 1998 Agreement to resolve its liability for the Department's response costs for addressing the release of hazardous substances at the China Property. Pursuant to the 1998 Agreement, Realities agreed to pay, among other amounts, an annual payment of 1% of its gross annual rental income or \$5,000 whichever is greater. Realities has complied with the 1998 Agreement.

In 2008, additional contamination was found at the China Property that was not addressed by the 1998 Agreement. Realities now intends to transfer the China Property to the Lawrence County Economic Redevelopment Corporation ("LCEDC"). LCEDC intends to obtain the assignment of a state grant to purchase the China Property and address the additional contamination. To address Realities liability for the additional contamination, Realities has agreed to reduce the sale price of the China Property by \$50,000 at the time of the sale of the China Property to LCEDC. The reduction in price will reduce the amount of the grant funds needed to acquire the China Property and address the additional contamination. In exchange, Realities will receive the Department's covenant not to sue for the additional contamination and contribution protection under HSCA. By separate notice of even date herewith, the Department is providing public notice of a Consent Order and Agreement with LCEDC addressing its proposed ownership of the China Property and the additional contamination.

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

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

The Agreement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, Pennsylvania. Comments may be submitted, in writing, to Mr. Gary Mechtly, Program Manager, Hazardous Sites Cleanup Program, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Mr. Mechtly at 814-332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at 800-645-5984.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (Act) require

the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the Act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or non-residential 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 reuse 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, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under 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 listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Former Myers Great Value Market, Dillsburg Borough, **York County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Parula Properties, LLC., 100 South 7th Street., Akron, PA 17501, submitted a Final Report concerning remediation of site soil contaminated with leaded gasoline. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

Carlisle Town Center, Carlisle Borough, **Cumberland County**. BL Companies, 213 Market Street, Suite 6, Harrisburg, PA 17101, on behalf of Downtown Construction Company, LLC, 2201 Barren Hill Road, Conshohocken, PA 19428, submitted a Final Report concerning remediation of site soils contaminated with VOCs and SVOCs from historical manufacturing processes when the site was occupied by Hoffman Materials. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

Tavares & Drey Residences, Ontelaunee Township, **Berks County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Antonia Tavares, 35 Berkley Park Road, Reading, PA 19605 and Sheila Drey, 33 Berkley Park Road, Reading, PA 19605, submitted a Final Report concerning remediation of site soils and groundwater contaminated with #2 fuel oil. The

report is intended to document remediation of the site to meet the Residential Statewide Health standard.

Former Schmidt & Ault/Regis Paper Company, York City and Spring Garden Township, **York County**. Herbert, Rowland, & Grubic, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Tyler Run, LLC, 11915 Park Heights Avenue, Owings Mills, MD 21117, submitted a Cleanup Plan concerning remediation of site soils and groundwater contaminated with benzene, chlorinated solvents and PCBs. The applicant is seeking to remediate the site to a combination of Statewide Health and Site-Specific standards.

Former Fort Hunter Station, Middle Paxton Township, **Dauphin County**. Herbert Rowland & Grubic, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Dauphin County Parks and Recreation, 100 Fort Hunter Road, Harrisburg, PA 17110, submitted a Final Report concerning remediation of site soils and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet a combination of Statewide Health and Site-Specific standards.

Bedford Valley Petroleum Bulk Storage Facility, Snake Spring Township, **Bedford County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Bedford Valley Petroleum, 10228 Lincoln Highway, Everett, PA 15537, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with diesel fuel released from a supply line. 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) requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its 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 non-residential 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 reuse of the property; and, in some circumstances, a fate and transport analy-

sis. 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, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under 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 listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Reedy Property, 43 King Fisher Drive, Barry Township, **Schuylkill County**. David R. Crowther, BlackRock Environmental, LLC, P. O. Box 288, Nazareth, Pa 18064 submitted a Final Report for Groundwater (on behalf of his client, Lawrence Reedy, 43 King Fisher Drive, Ashland, PA 17921), concerning the remediation of groundwater found to have been impacted by kerosene as a result of a release from a 275-gallon aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for groundwater and was approved on October 12, 2010.

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

Worley & Obetz, Inc. / Kathleen Klawitter Residence, Lower Swatara Township, **Dauphin County**. Patriot Environmental Management, LLC, P. O. Box 629, Douglassville, PA 19518, on behalf of Preferred Realty Management, 26 South Market Street, Elizabethtown, PA 17022-2307 and Worley & Obetz, Inc., P. O. Box 429, Manheim, PA 17545, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil released from an aboveground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on September 30, 2010.

Former Myers Great Value Market, Dillsburg Borough, **York County**. Groundwater Sciences Corporation, 2601 Market Place St Suite 310, Harrisburg, PA 17110, on behalf of Parula Properties, LLC., 100 South 7th Street., Akron, PA 17501, submitted a Final Report concerning remediation of site soil contaminated with leaded gasoline. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on October 13, 2010.

Roaring Spring Bottled Water, Roaring Spring Borough, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Roaring Spring Bottling Company, 740 Spang Street, Roaring Spring, PA

16673, submitted a Final Report concerning remediation of site soils and groundwater contaminated with gasoline from a leaking underground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on October 18, 2010.

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

Former Carnegie Tar and Asphalt Plant, Oakmont Borough, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Edgewater Properties, L.P., 3785 Old William Penn Highway, Murrysville, PA 15668 has submitted a Risk Assessment and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with arsenic, benzene, iron, and trichloroethylene. The combined Risk Assessment and Cleanup Plan Report was approved on October 12, 2010.

DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

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

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

General Permit Application No. WMGM039SE001. Accurate Recycling Corporation, 508 E Baltimore Pike, Lansdowne PA 19050. This application is for Determination of Applicability under the terms and conditions of General Permit WMGM039 for the processing and beneficial use of pre- and post-consumer asphalt shingles as an ingredient in hot-mix and cold mix asphalt paving material. The processing of asphalt shingles shall take place at Accurate Recycling Corporation Lansdowne Facility located at 508 East Baltimore Pike, Lansdowne, PA 19050, Upper Darby Township, **Delaware County**. The determination of applicability was issued by the Southeast Regional Office on September 7, 2010.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit Application No. 301626. White Pines Corporation, 515 State Route 442, Millville, PA 17846. Pine Township, **Columbia County**. The permit is for the expansion of the existing facility to construct an aerated leachate storage impoundment. The permit also allows the trucking of leachate for up to one year. The permit was issued by Northcentral Regional Office on October 18, 2010.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Southwest Regional Office, Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412.442.4000.

Permit ID No. 100594. Monroeville Landfill, 600 Thomas Street Ext., Monroeville, PA 15146. Operation of a municipal waste landfill in Municipality of Monroeville, **Allegheny County**. Permit issued in the Regional Office on October 5, 2010.

AIR QUALITY

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

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

GP3-21-05043A: Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17105) on October 7, 2010, for a Portable Nonmetallic Mineral Processing Plant under GP3 in Silver Spring Township, **Cumberland County**.

GP9-21-05043A: Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17105) on October 7, 2010, for Diesel or #2 fuel-fired Internal Combustion Engine(s) under GP9 in Silver Spring Township, **Cumberland County**.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

46-0158C: Colorcon, Inc. (415 Moyer Boulevard, West Point, PA 19486) on October 14, 2010, for replacement of the reaction vessel used in the existing polyvinyl acetate phthalate (PVAP) production process at their facility, as well as the installation of an additional reaction vessel. The facility is a non-Title V facility in Upper Gwynedd Township, **Montgomery County**.

Both reaction vessels will be identical to the existing reaction vessel and may contain the raw ingredients for PVAP production (at differing points in the reaction). However, at a given time, only one reaction vessel may feed the rest of the PVAP production process.

The PVAP production process is currently permitted under State Only Operating Permit No. 46-00158 and Plan Approval No. 46-0158B, and will maintain the particulate matter (PM) and volatile organic compound (VOC) emission restrictions specified in the latter. This

plan approval will include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

38-03058A: Lebanon Industries (3000 State Drive, Lebanon, Pennsylvania 17042-8803) on October 12, 2010, for installation of an aluminum sweat furnace at the former Alcoa site in South Lebanon Township, **Lebanon County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Mark Gorog, New Source Review Chief—Telephone: 814-332-6940

10-333C: Penn United Technologies, Inc. (799 North Pike Road, Cabot, PA 16023-2223) on October 15, 2010, for a change to the recordkeeping requirement for the closed sump system to a visual observation rather than an actual physical measurement and the addition of the New Source Performance Standards for the batch vapor degreaser solvent degreasing unit (40 CFR 60 Subpart T) when halogenated solvents are used under the alternative operating scenario in Jefferson Township, **Butler County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104

Contact: Edward Braun, Chief—Telephone: 215-685-9476

AMS 10163: Kuusakoski Philadelphia LLC. (3150 Orthodox Street., Philadelphia, PA 19137) on October 6, 2010, to install a 60,000 tons per year waste electronics scrap recycling plant in the City of Philadelphia, **Philadelphia County**.

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.

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: 717-949-7935

05-05025A: Bedford Reinforced Plastics, Inc. (2 Corporate Drive, Bedford, PA 15522-7946) on October 13, 2010, for construction of six pultrusion lines, two (2) 5,000 gallon resin tanks and one (1) 3,750 gallon resin tank in Bedford Township, **Bedford County**. The plan approval was extended.

06-05024C: RRI Energy Mid-Atlantic Power Holdings, LLC (121 Champion Way, Canonsburg, PA 15317) on October 12, 2010, for installation of an activated carbon injection system to control mercury emissions from the three (3) power boilers at the Titus Generating Station in Cumru Township, **Berks County**. The plan approval was modified to change the responsible official, and to revise the schedule for submission of operating parameters and monitoring system specifications.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Mark Gorog, New Source Review Chief—Telephone: 814-332-6940

62-017P: United Refining Co. (15 Bradley Street, Warren, PA 16365) on March 31, 2010, on September 30, 2010, for modification of Boiler No. 4 to install flue gas recirculation in City of Warren, **Warren County**. This is a Title V facility.

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

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

28-05036: LamTech, Inc. (5150 Innovation Way, Chambersburg, PA 17201-4187) on October 12, 2010, for their Marblux synthetic marble manufacturing facility in Greene Township, **Franklin County**. The Title V permit was renewed.

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes Barre, PA 18711-0790

Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507

39-00085: Victaulic Co. of America, Inc. (4901 Kesslerville Road, Easton, PA 18045) on October 12, 2010, to issue a State Only (Synthetic Minor) operating permit for their valve and pipe fitting manufacturing plant in the City of Allentown, **Lehigh County**.

54-00080: Hexcel Corp. (P. O. Box 179, Pottsville, PA 17901-0179) on October 1, 2010, for an initial State-Only Operating Permit to operate a machined and heat treated parts cleaner at their facility in East Norwegian Township, **Schuylkill County**.

40-00085: Certech, Inc. (550 Stewart Road, Wilkes-Barre, PA 18706-1455) on October 18, 2010, to renew the State-Only Operating Permit for operation of a ceramics manufacturing facility located in Hanover Township, **Luzerne 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: 717-949-7935

07-03008: Nason Hospital (105 Nason Drive, Roaring Spring, Pennsylvania 16673-1202) on October 7, 2010, for the boilers, ethylene oxide sterilizer and emergency generators at their hospital facility in Roaring Spring Borough, **Blair County**. This is a renewal of the State Only Operating permit.

06-05110: Exide Technologies (PO Box 14294, Reading, PA 19612-4294) on October 13, 2010, for operation of the battery formation facility which is adjacent to the secondary lead smelter facility in Muhlenberg Township, **Berks County**. This synthetic minor permit covers only the Reading Formation and Distribution Center (RFDC),

which consists of Source 116 battery formation operations and Source 201 emergency Generators. This facility is a separate facility from the Exide Reading Smelter. Nevertheless, the emissions from the two adjacent facilities must be aggregated in determining the applicability of Federal regulations such as PSD and NNSR.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940

20-00232: Meadville Plating (10775 Franklin Pike, Meadville, PA 16335) on October 8, 2010, renewed State Only Operating Permit for their plating operations facility in West Mead Township, **Crawford County**. The sources at the facility include 8 hard chromium plating tanks (subject to 40 CFR Part 63, Subpart N), miscellaneous natural gas combustion sources, a TCE cold cleaning tank (subject to 40 CFR Part 63 Subpart T), nickel electroplating tanks (subject to 40 CFR Part 63 Subpart WWWWWW) and other trivial activities. The renewal permit also contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920

15-00132: Cephalon, Inc. (145 Brandywine Parkway, West Chester, PA 19380) on October 14, 2010, to amend the operating permit to incorporate requirements of Plan Approval 15-0132A for a 750 kW electric generator, into the facility's State Only Operating Permit, 15-00132 in West Goshen Township, **Chester County**. This Administrative Amendment is issued in accordance with the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); 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); 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 NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such 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 Applications Returned

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

03060701 and NPDES Permit # PA0235661, McVile Mining Company, (301 Market Street, Kittanning, PA 16201), to revise the permit for the McVile Coal Refuse Disposal Area No. 2 in South Buffalo Township, **Armstrong County** to install a pipeline and sludge injection borehole into Clementine Mine #1. No additional discharges. Application received: April 8, 2009. Application returned: October 13, 2010.

Coal Permits Actions

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

56841312 and NPDES Permit # PA0588491, Svonavec, Inc., (150 W. 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. Permit issued: October 13, 2010.

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

32090104 and NPDES No. PA0262897. Beth Contracting, Inc., 815 Rock Run Road, Glen Campbell, PA 15742 commencement, operation and restoration of a bituminous surface mine in Banks Township, **Indiana County**, affecting 23.2 acres. Receiving stream(s): unnamed tributary to Cush Creek and Horton Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 16, 2009. Permit issued: October 14, 2010.

11813039 and NPDES No. PA0125474. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Adams Township, **Cambria County**, affecting 1,353.0 acres. Receiving stream(s): unnamed tributaries to/and Paint Creek; unnamed tributaries to/and Sulphur Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 16, 2010. Permit issued: October 4, 2010.

11813040 and NPDES No. PA0125423. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Adams Township, **Cambria County**, affecting 750.0 acres. Receiving stream(s): unnamed tributaries to/and South Fork Little Conemaugh River; unnamed tributaries to/and Sulfur Creek classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority. Application received: March 16, 2010. Permit issued: October 4, 2010.

56090110 and NPDES No. PA0262862. Godin Mining, Inc., 128 Colton Drive, Stoystown, PA 15563, commencement, operation and restoration of a bituminous surface and auger mine in Jenner Township, **Somerset County**, affecting 91.9 acres. Receiving stream(s): Hoffman Run classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority. The permit includes a Chapter 105 permit waiver for relocation and restoration of previously affected unnamed

tributary A and a Chapter 105 permit for affecting and replacing 0.15 acres of wetland. Application received: September 18, 2009. Permit issued: October 14, 2010.

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

63090103 and NPDES Permit No. PA0251747. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Permit revised to allow construction and operation of a portable coal crusher at an existing bituminous surface mining site located in Somerset and Fallowfield Townships, **Washington County**, affecting 222.2 acres. Receiving streams: Sawmill Creek and unnamed tributaries to Sawmill Creek. Revision Application received: July 26, 2010. Revised permit issued: October 12, 2010.

03090201 and NPDES Permit No. PA0251798. Coal Valley Sales, LLC (111 Freeport Road, Pittsburgh, PA 15215). Permit issued for commencement, operation, and reclamation of a bituminous surface mining/coal refuse reprocessing site located in North Buffalo and Cadogan Townships, **Armstrong County**, affecting 72.6 acres. Receiving streams: Unnamed tributary to Allegheny River. Application received: March 22, 2010. Permit issued: October 12, 2010.

26040102 and NPDES Permit No. PA0250571. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Permit renewal issued for reclamation only of an existing bituminous surface mining site located in Springfield Township, **Fayette County**, affecting 103 acres. Receiving streams: unnamed tributary to Stony Run and Indian Creek to Youghiogheny River. Application received: August 6, 2010. Reclamation-only renewal issued: October 14, 2010

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

33030110 and NPDES Permit No. PA0242454. Hepburnia Coal Company (P. O. Box I, Grampian, PA 16242) Renewal of an existing bituminous strip operation in Snyder Township, **Jefferson County** affecting 122.5 acres. Receiving streams: Unnamed tributaries to Little Toby Creek. Application received: August 19, 2010. Permit Issued: October 13, 2010.

33050103 and NPDES Permit No. PA0257991. Cookport Coal Co., Inc. (425 Market Street, Kittanning, PA 16201) Renewal of an existing bituminous strip and auger operation in Perry Township, **Jefferson County** affecting 63.5 acres. Receiving streams: Nicely Run. Application received: July 29, 2010. Permit Issued: October 14, 2010.

33960108 and NPDES Permit No. PA0227315. Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215) Renewal of an existing bituminous strip operation in Ringgold Township, **Jefferson County** affecting 54.1 acres. Receiving streams: Unnamed tributaries to Painter Run. Application received: August 18, 2010. Permit Issued: October 15, 2010.

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

14090101 and NPDES No. PA0257061. Larry D. Baumgardner Coal Co., Inc., (P. O. Box 186, Lanse, PA 16849). Commencement, operation and restoration of a bituminous surface mine located in Snow Shoe Township, **Centre County** affecting 36.5 acres. Receiving streams:

unnamed tributaries to Black Moshannon Creek classified for high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: February 10, 2009. Permit issued: October 8, 2010.

17950102 and NPDES No. PA0220001. Hilltop Coal Co. (12 Dutchtown Road, Houtzdale, PA 16651). Permit renewal for reclamation only on an existing bituminous surface mine located in Bigler Township, **Clearfield County** affecting 25.0 acres. Receiving streams: Upper Morgan Run classified for cold water fishery, North Branch Clearfield Creek to the West Branch of the Susquehanna River classified for high quality cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: September 24, 2010. Permit issued: October 8, 2010.

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

54040201C2. Reading Anthracite Company, (P. O. Box 1200, Pottsville, PA 17901), insignificant boundary correction to an existing anthracite coal refuse reprocessing operation in Butler, West Mahanoy and Union Townships, **Schuylkill County** affecting 1108.97 acres, receiving stream: none. Application received: June 29, 2010. Correction issued: October 12, 2010.

Noncoal Permits Actions

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). Permit renewal issued for continued operation and reclamation of a large noncoal surface mining site located in Springfield Township, **Fayette County**, affecting 570 acres. Receiving streams: unnamed tributaries to Clay Run and Buck Run to Youghiogheny River. Application received: August 6, 2010. Renewal issued: October 14, 2010

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

59050301 and NPDES No. PA0256170. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Renewal of the NPDES Permit for discharges of treated mine drainage from a quarry operation in Lawrence Township, **Tioga County**. Receiving streams: Mutton Lane Creek to Tioga River classified for Warm Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: September 14, 2010. Permit issued: October 7, 2010.

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

45950302C6 and NPDES Permit No. PA0613037. Haines & Kibblehouse, Inc., (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Tobyhanna Township, **Monroe County**, receiving streams: Twomile Run and an unnamed tributary of Trout Creek. Application received: August 16, 2010. Renewal issued: October 13, 2010.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Actions

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

63104006. Geokinetics (P. O. Box 397, Eighty Four, PA 15330). Blasting activity permit for seismic exploration of the Waynesburg 3D Phase II, located in East Findlay Township, **Washington County** and Morris, etc Townships, **Greene County**. The duration of blasting is expected to last 15 months. Blasting permit issued: October 13, 2010.

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

42104016. Pennsylvania General Energy Co, LLC (120 Market Street, Warren, PA 16365). Blasting activity permit for stone removal for use in construction of roads and drill pad in Norwich Township, **McKean County**. This blasting activity permit will expire on July 1, 2011. Permit Issued: October 8, 2010.

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

08104127. Austin Powder Northeast LLC, (25800 Science Park Drive, Beachwood, OH 44122). Blasting for a well pad located in New Albany Boro, **Bradford County**. Permit issued: October 12, 2010. Permit expires: September 9, 2011.

14104012. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for Penn State water line relocation located in College Township, **Centre County**. Permit issued: October 13, 2010. Permit expires: October 7, 2011.

14104013. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Construction blasting for a well pad located in Snow Shoe Township, **Centre County**. Permit issued: October 13, 2010. Permit expires: October 11, 2011.

18104003. T.A.W. Inc. (RR 2, Box 14, Wysox, PA 18854). Construction blasting for a well pad containment pond located in West Keating Township, **Clinton County**. Permit issued: October 7, 2010. Permit expires: July 7, 2011.

59104012. Doug Wathen, LLC (16208 State Highway 13, Suite 100, Branson West, MO 65616). Construction blasting for Sparrowhawk frack pond located in Covington Township, **Tioga County**. Permit issued: October 13, 2010. Permit expires: January 10, 2011.

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

39104108. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Lehigh Hills in Upper Macungie Township, **Lehigh County** with an expiration date of October 11, 2011. Permit issued: October 12, 2010.

58104118. Meshoppen Blasting, Inc., (P. O. Box 127, Meshoppen, PA 18630), construction blasting for Delhagen Roadway and Well Pad in Rush Township, **Susquehanna County** with an expiration date of November 30, 2010. Permit issued: October 12, 2010.

51104001. Explo-Craft, Inc., (P. O. Box 1332, West Chester, PA 19380), construction blasting at the Philadelphia Museum of Art in the City of Philadelphia, **Philadelphia County** with an expiration date of September 30, 2011. Permit issued: October 12, 2010.

58104049. John Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for the Fraser Well Pad in Forest Lake Township, **Susquehanna County** with an expiration date of July 31, 2011. Permit issued: October 12, 2010.

13104101. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Boulder Creek Resort in Kidder Township, **Carbon County** with an expiration date of October 31, 2011. Permit issued: October 13, 2010.

36104157. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Penn Ebro Project in Ephrata Township, **Lancaster County** with an expiration date of December 30, 2010. Permit issued: October 13, 2010.

36104158. Abel Construction Co., Inc., (P. O. Box 476, Mountville, PA 17554), construction blasting for Woodes Edge in Manor Township, **Lancaster County** with an expiration date of October 1, 2011. Permit issued: October 13, 2010.

48104111. Austin Powder Northeast, LLC, (25800 Science Park Drive, Beachwood, OH 44122), construction blasting for Chrin Commerce Center in Tatamy Borough and Palmer Township, **Northampton County** with an expiration date of September 14, 2011. Permit issued: October 13, 2010.

48104112. Austin Powder Northeast, LLC, (25800 Science Park Drive, Beachwood, OH 44122), construction blasting for Parkview Estates in Palmer Township, **Northampton County** with an expiration date of September 14, 2011. Permit issued: October 13, 2010.

52104111. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Saw Creek Estates in Middle Smithfield and Lehman Townships, **Pike County** with an expiration date of October 31, 2011. Permit issued: October 15, 2010.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection 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 of Environmental Protection 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. §§ 1311-1313, 1316 and 1317, and that the construction will not violate applicable Federal and State Water Quality Standards.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing

Board Act, 35 P. S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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 Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing 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 you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E01-294: Patrick Shaeffer, 1147 Eichelberger Street, Hanover, PA 17331, McSherrystown Borough, **Adams County**, ACOE Baltimore District

To remove a 470.0-foot section of existing dual 34.0-inch by 49.0-inch corrugated metal pipe culvert and to construct and maintain a 716.0-foot long, dual 38.0-inch by 57.0-inch, elliptical corrugated metal pipe culvert in an unnamed tributary to Plum Creek (WWF) with a depressed rip rap apron extending 100.0 feet downstream for the purpose of constructing a housing development. The project is located between Second Street and Sterling Drive (McSherrystown, PA Quadrangle N: 9.1 inches, W: 3.1 inches; Latitude: 39°47'59", Longitude: 77°01'17") in McSherrystown Borough, **Adams County**.

E21-418: East Pennsboro Township, 98 South Enola Drive, Enola PA 17025-2704, East Pennsboro Township, **Cumberland County**, ACOE Baltimore District

To construct and maintain a new headworks building, including grading, a 4.0-inch DIP water line, 1.0-inch copper water line, 2.0-inch copper water line, 4.0-foot diameter sanitary sewer manhole, 21.0-inch diameter PVC sanitary sewer line, two (2) 3-inch FRP pipelines, 30.0-inch DIP effluent pipeline, 42.0-inch DIP high flow pipeline, and to construct and maintain two (2) chlorine contact tanks, including a 1.0-inch PVC effluent sample line, 4.0-foot diameter effluent sample manhole, 48.0-inch

diameter DIP chlorine contact tank effluent pipeline, 48.0-inch diameter DIP effluent pump station discharge pipeline, and two 15.0-inch HDPE stormwater outfalls with endwalls and R-4 rip-rap aprons. All impacts are located within the 100-year FEMA floodplain of Conodoguinet Creek (WWF) and will permanently impact 0.01 acre of floodplain. The purpose of the project is to improve the existing East Pennsboro Township Wastewater Treatment Plant. The project is located along Dulles Drive in East Pennsboro Township, Cumberland County (Harrisburg West, PA Quadrangle N: 3.9 inches, W: 6.3 inches; Latitude: 40° 16' 19", Longitude: -76° 55' 15")

E01-293: Conewago Enterprises, Inc., 660 Edgegrove Road, PO Box 407, Hanover, PA 17331, Conewago Township, **Adams County**, ACOE Baltimore District

To place and maintain fill in 0.81 acre of PEM wetland for the purpose of expanding an existing commercial facility. The project is located at the intersection of Oxford Avenue and Black Lane, just northeast of the town of Edgegrove (McSherrystown, PA Quadrangle N: 13.5 inches, W: 7.5 inches; Latitude: 39°49'28.16", Longitude: 77°02'25.12"), in Conewago Township, **Adams County**. To compensate for wetland impacts, the permittee shall provide a minimum of 1.55 acres of replacement wetlands onsite.

E67-883: Penn Township, 20 Wayne Avenue, Hanover, PA 17331, Penn Township, York County, ACOE Baltimore District

To install and maintain an 18.0-inch sanitary sewer line in and across Oil Creek (WWF), to install and maintain an 18.0-inch sanitary sewer line encased in a 36.0-inch steel casing in and across an unnamed tributary to Oil Creek (WWF), to install and maintain a 10.0-inch sanitary sewer line in and across Oil Creek (WWF), to install and maintain an 18.0-inch sanitary sewer line in and across 133.0 feet of wetland, to install and maintain 75.0 feet of stream bank protection along Oil Creek (WWF), to install and maintain a temporary crossing in Oil Creek (WWF), to construct and maintain 6,300.0 linear feet of gravity interceptor in the 100-year flood plain of Oil Creek (WWF), all for the purpose of upgrading the existing sanitary sewer facilities. The project will temporarily impact 0.039 acre of palustrine emergent wetland and permanently impact 0.005 acre of palustrine emergent wetland. The amount of wetland impact is considered a de minimus impact of 0.005 acre and wetland mitigation is not required. The interceptor will generally run north-northeast along Oil Creek from York Street to Penn Township's wastewater treatment plant, located at 1020 Wilson Avenue (Hanover, PA Quadrangle N: 10.55 inches, W: 12.32 inches; Latitude: 39°48'2.1", Longitude: 76°57'30.7") in Penn Township, **York County**.

E28-357: Franklin County Commissioners, Bridges #27 & #28, Saint Thomas & Hamilton Townships, **Franklin County**, ACOE Baltimore District

To remove existing Franklin County Bridge #27 and perform streambank restoration and to construct and maintain a 30.0-foot wide single span bridge with a normal span of 35.0 feet and a minimum underclearance of 11.2 feet across Dennis Creek (CWF) with R-6 rip-rap scour protection at the abutments, to place and maintain approximately 120 cubic yards of fill within the floodway of Dennis Creek (CWF) and to fill 0.03 acres of wetland; to widen and maintain Franklin County Bridge #28 by installing additional pre-stressed concrete box beams to extend the overall width of the bridge to 25.1 feet wide,

with a 45.0 foot normal span and a minimum underclearance of 9.2 feet across Back Creek (TSF) and to place and maintain approximately 3000 cubic yards of fill within the floodway of Back Creek (TSF). Bridge #27 is located on Twin Bridge Road (Chambersburg, PA Quadrangle, N: 13.0 inches, W: 16.1 inches; Latitude: 39° 56' 47", Longitude: 77° 44' 22") and Bridge #28 is located on Crottlestown Road (Chambersburg, PA Quadrangle, N: 12.9 inches, W: 16.0 inches; Latitude: 39° 56' 46", Longitude: 77° 44' 21") in Saint Thomas and Hamilton Townships, Franklin County. The amount of wetland impact is considered a de minimus impact of 0.03 acre and wetland mitigation is not required. The purpose of the project is to realign the roadways and approaches to the bridges to improve the adjacent intersections.

E67-881: Hopewell Township Board of Supervisors, PO Box 429, Stewartstown, PA 17262, Hopewell Township, **York County**, ACOE Baltimore District

To remove an existing structure and to construct and maintain a 34.0-foot long, 1.0-foot depressed with baffles, 10.0-foot X 5.5-foot, reinforced concrete box culvert in an unnamed tributary of Ebaughs Creek (CWF), with depressed rip-rap aprons extending 5.0 feet upstream and 5.0 feet downstream for the purpose of improving safety standards, to remove an existing structure and to construct and maintain a 62.0-foot long, 1.0-foot depressed with baffles, 12.0-foot X 4.5-foot, reinforced concrete box culvert in an unnamed tributary of Ebaughs Creek (CWF), with depressed rip-rap aprons extending 5.0 feet upstream and 5.0 feet downstream for the purpose of improving safety standards, to remove an existing structure and to construct and maintain a 32.0-foot long, 1.0-foot depressed with baffles, 10.0-foot x 4.0-foot, reinforced concrete box culvert in an unnamed tributary of Ebaughs Creek (CWF), with depressed rip-rap aprons extending 5.0 feet upstream and 5.0 feet downstream for the purpose of improving safety standards. The project is located on Shaw Road between the High Street and Bridgeview Road intersections (Stewartstown, PA Quadrangle N: 1.8 inches, W: 17.5 inches; Latitude: 39°45'39.71", Longitude: 76°36'16.37") in Hopewell Township, York County.

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

E14-535. Walker Lumber Company, PO Box 60, Route 322, Woodland, PA 16881. Heintzelman Tract, in Union Township, **Centre County**, ACOE Baltimore District (Julian, PA Quadrangle N: 40°53'0.85"; W: -77°54'13.33").

To use an existing ford in Bald Eagle Creek and maintain its two, 20-foot wide by 30-foot long approaches, with 6-inches of #3 clean limestone located 1,000 feet southeast of the intersection of Poor Farm Lane and SR 220 on the Heintzelman Tract. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E18-457. Anne S. Bauman, 26 Danis Street, Mill Hall, PA 17751. Tim Fence, in Mill Hall Borough, **Clinton County**, ACOE Baltimore District (Mill Hall, PA Quadrangle N: 41°6'20.6"; W: 77°29'13.8").

To construct and maintain a 146-foot long by 4-foot tall chicken wire fence on 25 "U" steel garden posts to serve as a barrier fence between the Bauman property and the downstream neighbor's property, located 200 feet downstream from the Bressler Alley and Danis Street intersection. This permit was issued under Section 105.13(e) "Small Projects."

E19-280. Town of Bloomsburg, 301 East Second Street Bloomsburg, PA 17815. Bloomsburg Composting Site, in Town of Bloomsburg, **Columbia County**, ACOE Baltimore District (Catawissa, PA Quadrangle Latitude: 40-59-11; Longitude: 76-27-32.6).

To construct, operate and maintain a compost handling facility located in the 100-yr floodplain of the Susquehanna River, which carries a water quality designation of Warm Water Fishery. The Facility will be housed on 4.9 acres of floodplain and will not impact any wetlands. The facility is located in the northeast corner of Fort McClure Boulevard and Sand Street. This permit was issued under Section 105.13(e) "Small Projects."

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

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

To construct and maintain a private steel beam bridge having a clear span of approximately 20 feet and an underclearance of approximately 2.5 feet on a UNT Little Neshannock Creek approximately 3000 feet W of the intersection of S.R. 208 and S.R. 158. The crossing has already been constructed. UNT Little Neshannock Creek is a perennial stream classified as a trout stocked fishery.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control (ESCP) Permit(s) have been issued.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P. S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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 Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing 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 you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

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

Southwest Region: Oil & Gas Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

08/13/2010
ESCGP-1 No.: ESX10-059-0061
Applicant Name: Chesapeake Appalachia, LLC
CONTACT: Tal Oden
Address: P O Box 18496
City: Oklahoma City State: OK Zip Code: 73154-0496

County: Greene Township(s): Springhill
Receiving Stream(s) and Classifications: PA Fork Fish Creek WWF, Other
Secondary Water, Pigeon Run WWF

9/7/2010
ESCGP-1 No.: ESX10-125-0038 Major Revision
Applicant Name: EQT Production Co/Kevech Well #590468 Project
Contact Person: Shari D. Hodges
Address: 455 Racetrack Rd. Suite 101
City: Washington State: PA Zip Code: 15301
County: Washington Township(s): Fallowfield
Receiving Stream(s) and Classifications: Sawmill Creek/Pigeon Creek WWF, Other
Secondary Water, Monongahela River

9/1/10
ESCGP-1 No.: ESX10-059-0067
Applicant Name: CNX Gas Company, LLC
Contact Person: Daniel Bitz
Address: 200 Evergreene Drive
City: Waynesburg State: PA Zip Code: 15370
County: Greene Township(s): Morris
Receiving Stream(s) and Classifications: Enlow Fork, Other

09/07/2010
ESCGP-1 No.: ESX10-129-0030
Applicant Name: RW Gathering LLC and Williams Production Appalachia LLC
Contact Person: David R. Freudenrich
Address: 1000 Town Center, Suite 130
City: Canonsburg State: PA Zip Code: 15317
County: Westmoreland Township(s): Derry
Receiving Stream(s) and Classifications: Stony Run & Union Run, Other CWF & WWF
Secondary Water, Conemaugh River & Loyal hanna Creek

8/3/10
ESCGP-1 No.: ESX10-129-0022
Applicant Name: ATLAS RESOURCES, LLC
Contact Person: JEREMY HIRTZ
Address: 800 MOUNTAIN VIEW DRIVE
City: SMITHFIELD State: PA Zip Code: 15473
COUNTY WESTMORELAND Township(s): SOUTH HUNTINGDON
Receiving Stream(s) and Classifications: UNT TO BARREN RUN AND BARREN RUN, OTHER

8/30/10
ESCGP-1 No.: ESX10-005-0009
Applicant Name: EXCO Resources (PA), LLC
Contact Person: Larry Sanders
Address: 3000 Ericsson Drive, Suite 200
City: Warrendale State: PA Zip Code: 15086
County: Armstrong Township(s): Manor
Receiving Stream(s) and Classifications: UNT to Campbell Run (WWF), Other

09/15/2010
ESCGP-1 No.: ESX10-125-0077
Applicant Name: CNX Gas Company LLC
Contact Person: Daniel Bitz
Address: 200 Evergreene Drive
City: Waynesburg State: PA Zip Code: 15370
County: Washington Township(s): Morris
Receiving Stream(s) and Classifications: Unnamed Tributaries to Tenmile Creek HQ
Secondary Water Tenmile Creek

09/09/2010

ESCGP-1 No.: ESX10-059-0068

Applicant Name: CNX Gas Co LLC

Contact Person: Daniel Bitz

Address: 200 Evergreene Drive

City: Waynesburg State: PA Zip Code: 15370

County: Greene Township(s): Morris

Receiving Stream(s) and Classifications: Boothe Run and
UNT to Enlow Fork/Wheeling Creek Watershed, Other
Secondary Water Enlow Fork

09/07/2010

ESCGP-1 No.: ESX10-129-0029

Applicant Name: XTO Energy, Inc.

Contact Person: Bernhardt Kissel

Address: 395 Airport Road

City: Indiana State: PA Zip Code: 15701

County: Westmoreland Township(s): Fairfield

Receiving Stream(s) and Classifications: Hannas Run,
CWF, Other

9/16/10

ESCGP-1 NO.: ESX10-125-0079

Applicant Name: Range Resources—Appalachia, LLC

CONTACT PERSON: Carla Suszkowski

ADDRESS: 380 Southpointe Boulevard, Suite 300

City: Canonsburg State: PA 15317

County: Washington Township(s): Morris

Receiving Stream(s) and Classifications: UNT to Tenmile
Creek, Other

09/17/2010

ESCGP-1 NO.: ESX10-129-0012 Major Revision

Applicant Name: Atlas Energy Resources, LLC

CONTACT: Jeremy Hirtz

ADDRESS: 800 Mountain View Drive

City: Smithfield State: PA Zip Code: 15478

County: Westmoreland Township(s): Salem

Receiving Stream(s) and Classifications: UNT 43387 to
Crabtree Creek, Other
Secondary Water Crabtree Creek

09/22/2010

ESCGP-1 NO.: ESX10-059-0071

Applicant Name: EQT Gathering, LLC

CONTACT: Hanna E. McCoy

ADDRESS: 625 Liberty Avenue Suite 1700

City: Pittsburgh State: PA Zip Code: 15222

County: Greene Township(s): Morris

Receiving Stream(s) and Classifications: UNT Browns
Creek/Browns Creek HQ
Secondary Water South Fork Tenmile Creek

09/27/2010

ESCGP-1 NO.: ESX10-051-0036

Applicant Name: Atlas Energy Inc

CONTACT: Jeremy Hirtz

ADDRESS: 800 Mountain View Drive

City: Smithfield State: PA Zip Code: 15478

County: Fayette Township(s): Upper Tyrone

Receiving Stream(s) and Classifications: Gulley Run/
Youghiogheny River, Other

09/23/2010

ESCGP-1 NO.: ESX10-125-0081

Applicant Name: MarkWest Liberty Midstream & Re-
sources, LLC

CONTACT: Robert McHale

ADDRESS: 100 Plaza Drive Suite 102

City: Atlasburg State: PA Zip Code: 15301

County: Washington Township(s): Amwell

Receiving Stream(s) and Classifications: UNTs to Bane
Creek, Other
Secondary Water Bane Creek*Northwest Region: Oil and Gas Program Manager 230
Chestnut St. Meadville, PA 16335*ESCGP-1 #ESX10-047-0005—Boone Mountain Major
Modification and Phase 2

Applicant Seneca Resources Corporation

Contact Douglas A. Kepler

Address 51 Zents Boulevard

City Brookville State PA Zip Code 15825

County Elk Township(s) Horton(s)

Receiving Stream(s) and Classification(s) Rattlesnake
Creek and Mountain Run—HQ

ESCGP-1 #ESX10-083-0029—SRC Pad D Mt Jewett

Applicant Seneca Resources Corporation

Contact Mike Clinger

Address 51 Zents Boulevard

City Brookville State PA Zip Code 15825

County McKean Township(s) Hamlin(s)

Receiving Stream(s) and Classification(s) Tributaries of
Marvin Creek and Tributaries of Kane Creek—CW

ESCGP-1 #ESX10-047-0006—James City

Applicant Seneca Resources Corporation

Contact Douglas A. Kepler

Address 51 Zents Boulevard

City Brookville State PA Zip Code 15825

County Elk Township(s) Highland(s)

Receiving Stream(s) and Classification(s) Unnamed tribu-
tary to Wolf Run and Ellithorpe run to Big Mill Creek,
Secondary Water Big Mill Creek—HQ

ESCGP-1 #ESX10-047-0009—Wolfinger Pad A & B

Applicant Seneca Resources Corporation

Contact Mike Clinger

Address 51 Zents Boulevard

City Brookville State PA Zip Code 15825

County Elk and Cameron Township(s) City of St. Mary's
and Shippen(s)Receiving Stream(s) and Classification(s) Warner Hollow
and Reed Hollow—HQ, EVESCGP-1 #ESX10-047-0010—Longhorn CRM1 Marcel-
lus Well Project

Applicant EQT Production Company

Contact Todd Klaner

Address 455 Racetrack Road, Suite 101

City Washington State PA Zip Code 15301

County Elk Township(s) Horton(s)

Receiving Stream(s) and Classification(s) Unnamed tribu-
tary to Mead Run/Little Toby Creek, Mead Run/Little
Toby Creek, South Branch Laurel Run/Laurel Run,
Unnamed tributary to Laurel Run/Laurel Run, Vine-
yard Run/Clarion River, East Branch Walburn Run/
Walburn Run, and West Branch Walburn Run/Walburn
Run.*Northcentral Region: Oil & Gas Management Program
Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX10-015-0283

Applicant Name Talisman Energy USA Inc

Contact Person Tracy Gregory

Address 337 Daniel Zenker Drive

City, State, Zip Horseheads, NY 14845

County Bradford

Township(s) Wells/Columbia Twps

Receiving Stream(s) and Classification(s) Wolfe Creek

ESCGP-1 # ESX10-117-0206

Applicant Name East Resources Management, LLC

Contact Person Jefferson Long

Address 190 Thorn Hill Road

City, State, Zip Warrendale, PA 15086

County Tioga

Township(s) Richmond
Receiving Stream(s) and Classification(s) State Creek,
Tioga River Basin, Tioga River

ESCGP-1 # ESX10-115-0046
Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Susquehanna

Township(s) Rush Twp.
Receiving Stream(s) and Classification(s) UNT to Deer
Lick Creek, Elk Lake Stream, Deer Lick Creek, East
Branch Wyalusing Creek

ESCGP-1 # ESX10-115-0036
Applicant Name Cabot Oil & Gas Corp

Contact Person Brett Thomas
Address RR6 Box 6100
City, State, Zip Montrose, PA 18801
County Susquehanna

Township(s) Springville Twp.
Receiving Stream(s) and Classification(s) UNT to Meshop-
pen Creek

ESCGP-1 # ESX10-105-0024
Applicant Name Penn Virginia Oil & Gas Corp

Contact Person Michael Stamper
Address 1000 Town Center Way, STE 210
City, State, Zip Canonsburg, PA 15317
County Potter

Township(s) Coudersport Borough
Receiving Stream(s) and Classification(s) Niles Hollow
Trib. to the Allegheny River

ESCGP-1 # ESX10-027-0017
Applicant Name EXCO Resources (PA), LLC

Contact Person Larry Sanders
Address 3000 Ericsson Drive, Ste 200
City, State, Zip Warrendale, PA 15086
County Centre

Township(s) Burnside Twp.
Receiving Stream(s) and Classification(s) Cherry Run and
Little Sandy Run/North Fork Beech Creek, Beech
Creek

ESCGP-1 # ESX10-015-0271
Applicant Name EOG Resources

Contact Person Nathan Wells
Address 400 Southpoint Blvd, Plaza 1, STE 300
City, State, Zip Canonsburg, PA 15317
County Bradford

Township(s) Ridgebury Twp
Receiving Stream(s) and Classification(s) Fall Creek, Trib
to Bentley Creek

ESCGP-1 # ESX10-015-0274
Applicant Name EOG Resources

Contact Person Nathan Wells
Address 400 Southpoint Blvd, Plaza 1, STE 300
City, State, Zip Canonsburg, PA 15317
County Bradford

Township(s) Springfield Twp.
Receiving Stream(s) and Classification(s) UNT to Bentley
Creek

ESCGP-1 # ESX10-115-0035
Applicant Name Cabot Oil & Gas Corp

Contact Person Brett Thomas
Address RR6 Box 6100
City, State, Zip Montrose, PA 18801
County Susquehanna

Township(s) Franklin Twp.
Receiving Stream(s) and Classification(s) UNT to Dubois
Creek

ESCGP-1 # ESX10-015-0281
Applicant Name Talisman Energy USA, Inc
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford

Township(s) Troy Twp.
Receiving Stream(s) and Classification(s) W. Branch
Sugar Creek, Sugar Creek

ESCGP-1 # ESX10-117-0102(01)
Applicant Name Novus Operating, LLC

Contact Person Jim Wood
Address 2963 Ruger Drive
City, State, Zip Royse City, TX 25189
County Tioga

Township(s) Covington Twp/
Receiving Stream(s) and Classification(s) UNT to Tioga
River, Tioga River

ESCGP-1 # ESX10-113-0021
Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Sullivan

Township(s) Elkland Twp.
Receiving Stream(s) and Classification(s) Kings Creek

ESCGP-1 # ESX10-015-0280
Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford

Township(s) Ulster
Receiving Stream(s) and Classification(s) UNT to
Susquehanna River, Susquehanna River

ESCGP-1 # ESX10-015-0276
Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford

Township(s) Overton Twp.
Receiving Stream(s) and Classification(s) UNT to Black
Creek, Black Creek

ESCGP-1 # ESX10-015-0275
Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford

Township(s) Towanda Twp.
Receiving Stream(s) and Classification(s) UNT to French
Run, French Run

ESCGP-1 # ESX10-015-0279
Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford

Township(s) North Towanda Twp.
Receiving Stream(s) and Classification(s) UNT to Sugar
Creek, Sugar Creek

ESCGP-1 # ESX10-117-0204
Applicant Name East Resources Management, LLC

Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086

County Tioga
Township(s) Middlebury Twp.
Receiving Stream(s) and Classification(s) UNT Crooked
Creek, UNT Losey Creek, Tioga River Basin, Crooked
Creek, Tioga River, Losey Creek

ESCGP-1 # ESX10-117-0205
Applicant Name East Resources Management, LLC
Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Rutland and Sullivan Twps.
Receiving Stream(s) and Classification(s) Elk Run, UNT
to Elk Run, UNT to Mill Creek

ESCGP-1 # ESX10-113-0028
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Sullivan
Township(s) Elkland Twp
Receiving Stream(s) and Classification(s) UNT to Lick
Creek and Mill Creek, Lick Creek and Mill Creek

ESCGP-1 # ESX10-113-0024
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Sullivan
Township(s) Fox Twp.
Receiving Stream(s) and Classification(s) Porter Creek/
Elk Creek

ESCGP-1 # ESX10-113-0020
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Sullivan
Township(s) Elkland Twp.
Receiving Stream(s) and Classification(s) UNT to Mill
Creek, Mill Creek

ESCGP-1 # ESX10-015-0230(01)
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford
Township(s) Overton Twp
Receiving Stream(s) and Classification(s) UNT Black
Creek/ UNT Ladds Creek, Little Loyalsock Creek,
South Br. Towanda Creek

ESCGP-1 # ESX10-115-0047
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Susquehanna
Township(s) Auburn Twp.
Receiving Stream(s) and Classification(s) UNT to
Tuscarora Creek

ESCGP-1 # ESX10-015-0285
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford
Township(s) Litchfield Twp.

Receiving Stream(s) and Classification(s) UNT to Satterlee
Creek, Satterlee Creek

ESCGP-1 # ESX10-117-0208
Applicant Name East Resources Management, LLC
Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Richmond Twp.
Receiving Stream(s) and Classification(s) UNT to Corey
Creek, Susquehanna River Basin, Corey Creek, Tioga
River

ESCGP-1 # ESX10-015-0287
Applicant Name EOG Resources Inc
Contact Person Nathan Wells
Address 400 Southpoint Blvd, Plaza 1, Suite 300
City, State, Zip Canonsburg, PA 15317
County Bradford
Township(s) Springfield Twp.
Receiving Stream(s) and Classification(s) UNT to Leonard
Creek, Brace Creek, Sugar Creek

ESCGP-1 # ESX10-015-0238(01)
Applicant Name Talisman Energy USA Inc.
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Columbia Twp.
Receiving Stream(s) and Classification(s) Trib. to North
Branch Sugar Creek, North Branch Sugar Creek

ESCGP-1 # ESX10-081-0084
Applicant Name Anadarko E&P Company, LP
Contact Person Rane Wilson
Address 33 West 3rd St, Ste 200
City, State, Zip Williamsport, PA 17701
County Lycoming
Township(s) Cummings Twp
Receiving Stream(s) and Classification(s) English Run,
First Fork Larry's Creek

ESCGP-1 # ESX10-015-0289
Applicant Name Talisman Energy USA, Inc
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Warren Twp.
Receiving Stream(s) and Classification(s) UNT to Wap-
pasening Creek, UNT to Chaffee Run,

ESCGP-1 # ESX10-113-0030
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Sullivan
Township(s) Elkland Twp.
Receiving Stream(s) and Classification(s) UNT to Mill
Creek/UNT to Blackwater Run, Mill Creek, Blackwater
Run

ESCGP-1 # ESX10-015-0273
Applicant Name Talisman Energy USA, Inc
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Columbia Twp.
Receiving Stream(s) and Classification(s) Trib. to Mill
Creek, Mill Creek

ESCGP-1 # ESX10-105-0022

Applicant Name Pennsylvania General Energy Company, LLC

Contact Person Douglas Kuntz
Address 120 Market Street
City, State, Zip Warren, PA 16365
County Potter

Township(s) Pleasant Valley and Roulette Twps
Receiving Stream(s) and Classification(s) UNT to Sartwell Creek, Sartwell Creek, Fishing Creek, UNTS to Fishing Creek, Allegheny River

ESCGP-1 # ESX10-033-0003(02)

Applicant Name Energy Corporation of America

Contact Person Benjamin Carpenter
Address 501 56th Street South East
City, State, Zip Charleston, WV 25304
County Clearfield

Township(s) Goshen Twp
Receiving Stream(s) and Classification(s) Trout, Little Trout, Pine, Coldstream & Stump Lick Runs, Bloody Run, and West Branch Susquehanna River

ESCGP-1 # ESX10-127-0011

Applicant Name Hess Corporation

Contact Person Eugene Linscomb
Address 910 Church Street
City, State, Zip Honesdale, PA 18439
County Wayne

Township(s) Scott Twp.
Receiving Stream(s) and Classification(s) UNT to Star-rucca Creek

ESCGP-1 # ESX10-015-0286

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford

Township(s) Smithfield Twp
Receiving Stream(s) and Classification(s) UNT of Browns Creek, Browns Creek

ESCGP-1 # ESG10-117-0179

Applicant Name Ultra Resources, Inc.

Contact Person Belinda Salinas
Address 5 East Avenue, #108
City, State, Zip Wellsboro, PA 16901-1613
County Tioga

Township(s) Elk Twp
Receiving Stream(s) and Classification(s) Water Trough Hollow, Billings Branch, Kettle Creek

ESCGP-1 # ESX10-115-0050

Applicant Name Cabot Oil & Gas Corp.

Contact Person Jeffrey Keim
Address 5 Penn Center West, Suite 401
City, State, Zip Pittsburgh, PA 15276
County Susquehanna

Township(s) Dimock Twp.
Receiving Stream(s) and Classification(s) UNT to Horton Creek, Ely Lake, UNT to Meshoppen Creek

ESCGP-1 # ESX10-117-0210

Applicant Name East Resources Management, LLC

Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga

Township(s) Charleston Twp.
Receiving Stream(s) and Classification(s) Elk Run, Tioga River Basin, Tioga River

ESCGP-1 # ESX10-117-0207

Applicant Name East Resources Management, LLC

Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086

County Tioga
Township(s) Shippen Twp
Receiving Stream(s) and Classification(s) Little Fourmile Run/West Branch Susquehanna River Basin, Pine Creek

ESCGP-1 # ESX10-015-0288

Applicant Name EOG Resources Inc.
Contact Person Nathan Wells
Address 400 Southpoint Blvd, Plaza 1, Suite 300
City, State, Zip Canonsburg, PA 15317

County Bradford
Township(s) Springfield Twp.
Receiving Stream(s) and Classification(s) Pisgah Creek, Sugar Creek

ESCGP-1 # ESX10-015-0290

Applicant Name EOG Resources Inc.
Contact Person Nathan Wells
Address 400 Southpoint Blvd, Plaza 1, Suite 300
City, State, Zip Canonsburg, PA 15317

County Bradford
Township(s) Springfield Twp.
Receiving Stream(s) and Classification(s) Brace Creek, Leonard Creek

ESCGP-1 # ESX10-015-0292

Applicant Name Talisman Energy USA, Inc
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845

County Bradford
Township(s) Warren Twp.
Receiving Stream(s) and Classification(s) UNT to Wappasening Creek, Wappasening Creek

ESCGP-1 # ESX10-015-0291

Applicant Name Talisman Energy USA, Inc
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845

County Bradford
Township(s) Warren Twp.
Receiving Stream(s) and Classification(s) UNT to Corbin Creek, Wappasening Creek

ESCGP-1 # ESX10-023-0001

Applicant Name J-W Operating Company
Contact Person Thomas Lopus
Address 2200 Georgetown Drive
City, State, Zip Sewickly, PA 15143

County Cameron
Township(s) Shippen Twp.
Receiving Stream(s) and Classification(s) Portable Run, Bender Run, May Hollow Run, Miller Hollow

ESCGP-1 # ESX10-081-0087

Applicant Name Anadarko E&P Company, LP
Contact Person Bertha Nefe
Address P. O. Box 1330
City, State, Zip Houston, TX 77251

County Lycoming
Township(s) Watson Twp.
Receiving Stream(s) and Classification(s) Gamble Run, UNT to Gamble Run, Pine Creek

ESCGP-1 # ESX10-113-0029

Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810

County Sullivan
Township(s) Elkland Twp.
Receiving Stream(s) and Classification(s) UNTs to Kings
Creek/UNT to Elk Creek, Kings Creek/Elk Creek

ESCGP-1 # ESX10-117-0209
Applicant Name East Resources Management, LLC
Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Sullivan Twp.
Receiving Stream(s) and Classification(s) UNT to Corey
Creek/Susquehanna River Basin in PA, Corey Creek,
Tioga River

ESCGP-1 # ESX10-117-0211
Applicant Name East Resources Management, LLC
Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Farmington Twp.
Receiving Stream(s) and Classification(s) Thornbottom
Creek, Susquehanna River Basin in PA, Cowanesque
River

ESCGP-1 # ESX10-117-0213
Applicant Name East Resources Management, LLC
Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Jackson Twp.
Receiving Stream(s) and Classification(s) UNT to Seeley
Creek/Susquehanna River Basin in PA, Seeley Creek

ESCGP-1 # ESX10-117-0214
Applicant Name East Resources Management, LLC
Contact Person Jefferson Long
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Delmar Twp.
Receiving Stream(s) and Classification(s) UNT to E. Br.
Stony Fork, W. Br. Susquehanna R. Basin in PA, Stony
Fork, Babb Creek, Pine Creek

ESCGP-1 # 0810801
Applicant Name Appalachia Midstream Services, LLC
Contact Person Patrick Myers, Jr.
Address 100 1st Center
City, State, Zip Horseheads, NY 14845-1015
County Bradford
Township(s) Towanda
Receiving Stream(s) and Classification(s) UNTs to
Towanda Creek—CWF UNT to French Run—CWF

SPECIAL NOTICES

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 Huntingdon County Municipal Waste Management Plan Revision on September 17, 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 Administratively Agency Law), to the Environmen-

tal 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 Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

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 Anthony Rathfon, Program Manager, Department of Environmental Protection, Waste Management Program at the previous Regional Office.

Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Categorical Exclusion

Location: East Rochester Borough, 760 Spruce Street, East Rochester, PA 15074

Description: The Pennsylvania Infrastructure Investment Authority which administers Pennsylvania's State Revolving Fund is intended to be the funding source for this project.

The Borough proposes to separate its combined sewer sub-system to comply with a DEP Consent Order and Agreement. Construction will occur in the same area as existing sewers.

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

[Pa.B. Doc. No. 10-2051. Filed for public inspection October 29, 2010, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "eLibrary"). The "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.

Final Technical Guidance—Substantive Revision

DEP ID: 562-2000-705. Title: Mining Contract Operator Approval. Description: This Technical Guidance Document addresses contract operator approvals for coal and industrial mineral mining permits, describing the methods to be utilized by the Bureau of Mining and Reclamation for evaluating and tracking contract operators. The mining acts require that applicants and their related parties (including contractors) be in compliance with the acts, rules, regulations, permits or licenses of the Department in order to be eligible to receive permit or license approvals. Contact: Questions regarding this technical guidance document should be directed to Bruce A. Carl at (717) 787-5015 or brcarl@state.pa.us.

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

Draft Technical Guidance—Substantive Revision

DEP ID: 273-4130-003. Title: Guidance for Application of Regional Civil Assessment Procedure. Description: The Department proposes to revise its Guidance for Application of Regional Civil Assessment Procedure, Technical Guidance Document Number 273-4130-003, which was developed in 1992 and revised in 2002, to establish uniform criteria for assessing monetary penalties for violations of requirements of the Federal Clean Air Act, Pennsylvania Air Pollution Control Act (APCA) and rules and regulations adopted under the acts. The technical guidance document provides a methodology for determining appropriate civil penalties to resolve violations in accordance with Section 9.1 of the APCA. The proposed revisions include provisions for violations of applicable requirements including permit or plan approval conditions, specific pollutant emission limitations, requirements for surface coating processes, visible emissions, fugitive emissions, malodor and open burning violations. The document is also being revised to address new and revised regulations that are not adequately addressed by the current guidance, including regulations for Small Source Oxides of Nitrogen (NO_x), Title V Permitting and Consumer Products. In addition, specific steps of the existing penalty calculation methodology that considers factors of a violation more than once are being corrected. In addition to clarifying revisions, the proposed changes to the document include an inflation adjustment procedure, changes to the penalty adjustment factors, and additional provisions to address the financial benefit to a person in consequence of a violation, as required under Section 9.1 of the APCA.

Copies of this document are available on the Department's Bureau of Air Quality web site at <http://www.dep.state.pa.us/dep/deputate/airwaste/aq/default.htm>.

Written Comments: Interested persons may submit written comments on this proposed technical guidance document by November 29, 2010. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Scott Kepner, Chief, Compliance Assurance and Monitoring Section, Department of Environmental Protection, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468 or skepner@state.pa.us.

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

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-2052. Filed for public inspection October 29, 2010, 9:00 a.m.]

Potomac Water Resources Committee Meeting

The Potomac Water Resources Committee, associated with the Department of Environmental Protection (Department), will meet on November 12, 2010, at 9 a.m. in the Adams County Office of Emergency Services, 230 Greenamyer Lane, Gettysburg, PA 17325.

The regional water resources committees were created under 27 Pa.C.S. Chapter 31 (relating to water resources planning) to help guide the development of the State Water Plan and the designation of Critical Water Planning Areas for this Commonwealth.

Questions concerning the schedule or agenda items can be directed to Jay Braund at (717) 783-2402 or e-mail jbraund@state.pa.us. This schedule, an agenda for the meeting, and meeting materials will be available through the Public Participation Center on the Department's web site at www.depweb.state.pa.us.

Persons with a disability who require accommodations to attend the previously listed meeting should contact the Department at (717) 783-2402 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. 10-2053. Filed for public inspection October 29, 2010, 9:00 a.m.]

Proposed Revisions to the General Plan Approval and/or General Operating Permit for Nonroad Engines (BAQ-GPA/GP 11)

The Department of Environmental Protection (Department) is seeking comments on proposed modifications to the General Plan Approval and/or General Operating

Permit BAQ-GPA/GP-11 for Nonroad Engines (General Permit or GP-11) in accordance with 25 Pa. Codes §§ 127.611, 127.621, 127.631 and 127.641 to authorize the use of nonroad engines, as defined in 40 CFR 89.2 (relating definitions) at multiple temporary locations.

In addition to minor clarifying revisions in the modified General Permit, the Department proposes the following changes to GP-11:

Condition 2 (relating to applicability/source coverage limitations) of the General Permit authorizes the operation of nonroad engines at multiple temporary locations if the owner or operator of the engines provides prior written notice to the Department and municipality in advance of each change in temporary locations. Prior written approval must be obtained from the Department for operations at each temporary location. Any nonroad engine that remains at one location for 12 or more months will be considered a stationary source.

Condition 4 (relating to application for use) of the amended GP-11 would require any person proposing to construct, operate or modify a nonroad engine under this General Permit to seek authorization from the Department using the Application for Authorization to Use the General Plan Approval and General Operating Permit (BAQ-GPA/GP-11); the Department's written approval must be received prior to constructing or modifying an engine. The application must be accompanied by the appropriate application fees specified in Condition 13 of the General Permit, proof of municipal notification and any additional forms and information requested by the Department. In addition, nonroad engines subject to GP-11 must be operated and maintained in accordance with the manufacturer's specifications, the specifications in the Application for Authorization to Use GP-11 and the applicable terms and conditions of the General Permit. Copies of the General Permit and applications must be maintained and at the facility and provided to the Department upon request.

Under the proposed changes to Condition 5 (relating to municipal and Department notification requirements), notice must be provided to each municipality where the nonroad engine will be constructed, modified or operated at least 5 working days prior to submitting an application to the Department seeking authorization to use GP-11; municipal notices for temporary locations will also be required.

Proposed revisions to Condition 5 for nonroad engines operating at multiple temporary locations also require the owners or operators of nonroad engines operating at multiple temporary locations to provide prior written notice to the Department at least 5 working days prior to the commencement of construction or operation of each nonroad engine at each new temporary location. The written notice must be provided to the Department on the Relocation Notification Form for Nonroad Engines Operating under BAQ-GPA/GP-11 and include proof of the municipal notification and a copy of the original application with detailed specifications and performance data.

Proposed revisions to Condition 10 (relating to monitoring, recordkeeping and reporting) of GP-11 require the nonroad owner or operator to submit a report to the Department within 30 days after the completion of operations in each municipality. The written report must

include the name, title, address, e-mail address and telephone number for the individual responsible for the construction, installation or operation of the nonroad engine, a source description including the name of the manufacturer, engine capacity, the hours of operation and duration of the operation at the temporary location. This information must be submitted in a format approved by the Department or on a Department-approved form.

Condition 13 (relating fees) proposes new fees for general plan approvals (\$1,000), general operating permits (\$375), annual operating permit administration fees (\$375) and general permit renewals (\$1,000).

Opportunity to Comment

A copy of the draft revised General Permit and supporting material will be made available on the Department's web site at www.depweb.state.pa.us (DEP Keyword: Public Participation; select Proposals Open for Comment). A copy of the draft revised General Permit may also be obtained by contacting Jeanette Van Skike, Division of Permits, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

The Department requests written comments on the proposed revisions to this General Permit by December 14, 2010. Comments received by facsimile will not be accepted. Notice and opportunity for comment will also be provided to the United States Environmental Protection Agency and Delaware, Maryland, New Jersey, New York, Ohio, Virginia and West Virginia. Interested persons may submit written comments, suggestions or objections to Krishnan Ramamurthy, Chief, Division of Permits, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. The Department will also consider written requests that a public hearing be held concerning this proposed General Permit.

Upon issuance of the modified GP-11, the Department will publish a notice in the *Pennsylvania Bulletin* of the issuance of the modified General Permit.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-2054. Filed for public inspection October 29, 2010, 9:00 a.m.]

Solid Waste Advisory Committee Meeting Cancellation

The Solid Waste Advisory Committee meeting scheduled for Thursday, November 4, 2010, has been cancelled. The 2011 meeting schedule will be announced in a future *Pennsylvania Bulletin* notice. Questions concerning this meeting should be directed to Michael Texter, (717) 783-6006 or mtexter@state.pa.us.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-2055. Filed for public inspection October 29, 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, December 17, 2010, in the 8th Floor Conference Room has been rescheduled as a regular Board meeting on December 10, 2010, at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101. If there is inclement weather on December 10, the Board meeting will be held on December 17, 2010, in the 10th Floor Conference Room at 10 a.m.

Questions concerning the Board meeting can be directed to Cheri Sansoni at (717) 772-5158 or by e-mail to csansoni@state.pa.us. The agenda and meeting material for the previously listed meeting date will be available through the Public Participation Center on the Department's web site at www.depweb.state.pa.us.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact 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. 10-2056. Filed for public inspection October 29, 2010, 9:00 a.m.]

Statewide Water Resources Committee Meeting

The Statewide Water Resources Committee, associated with the Department of Environmental Protection (Department), will meet on November 18, 2010, at 9:30 a.m. in the Rachel Carson State Office Building, 10th Floor Conference Room, 400 Market Street, Harrisburg, PA.

The statewide and regional water resources committees were created under 27 Pa.C.S. Chapter 31 (relating to water resources planning) to help guide the development of the State Water Plan and the designation of Critical Water Planning Areas for this Commonwealth.

Questions concerning the schedule or agenda items can be directed to Jay Braund at (717) 783-2402 or e-mail at jbraund@state.pa.us. This schedule, an agenda for the meeting and meeting materials will be available through the Public Participation Center on the Department's web site at www.depweb.state.pa.us.

Persons with a disability who require accommodations to attend the meeting should contact the Department at (717) 783-2402 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. 10-2057. Filed for public inspection October 29, 2010, 9:00 a.m.]

Stream Redesignation Evaluations; Water Quality Standards Review

Under 25 Pa. Code § 93.4d (relating to processing of petitions, evaluations and assessments to change a designated use) the Department of Environmental Protection (Department) gives notice that an evaluation will be conducted on all or portions of the following streams to determine the proper Aquatic Life Use or Special Protection designations in this Commonwealth's Water Quality Standards.

<i>Stream Name</i>	<i>County</i>	<i>Tributary To</i>
East Branch Clarion River, Basin	Elk, McKean	Clarion River
Driftwood Branch Sinnemahoning Creek, Basin	Cameron, Potter, Elk, McKean	Sinnemahoning Creek
East Fork Sinnemahoning Creek, Basin	Potter	First Fork Sinnemahoning Creek
Trout Run, Basin	Clearfield	West Branch Susquehanna River
Laurel Run, Basin	Clearfield, Elk	Bennet Branch Sinnemahoning Creek
Hagermans Run, Basin	Lycoming	West Branch Susquehanna River
Muncy Creek, Basin	Lycoming, Sullivan, Montour, Columbia	West Branch Susquehanna River
West Branch Fishing Creek, Basin	Sullivan	Fishing Creek
Aughwick Creek, Basin	Huntington, Fulton, Mifflin, Juniata, Franklin, Bedford	Juniata River
Laurel Run, Basin	Fayette	Indian Creek
Aquashicola Creek, Basin	Monroe, Carbon	Lehigh River
Silver Creek, Basin	Susquehanna	Snake Creek

Persons who have technical data concerning the water quality, instream habitat or biological condition of these stream sections are encouraged to make it available to the Department for consideration in the assessment. These assessments may lead to recommendations to the Environmental Quality Board for redesignation.

Data should be submitted to Tony Shaw, Division of Water Quality Standards, Bureau of Water Standards and Facility Regulation, P. O. Box 8467, Harrisburg, PA 17105-8467, tshaw@state.pa.us. Data should be submitted no later than 30 days following publication of this notice. Questions concerning this evaluation can be directed to Tony Shaw at (717) 787-9637.

East Branch Clarion River basin from the source to the confluence with West Branch Clarion River is currently designated High Quality-Cold Water Fishes (HQ-CWF). The study area will include the entire East Branch Clarion River basin.

Driftwood Branch Sinnemahoning Creek basin from the source to Elk Fork is currently designated HQ-CWF. Driftwood Branch Sinnemahoning Creek main stem from Elk Fork to the confluence with Bennett Branch is currently designated Trout Stocking (TSF). Tributaries to Driftwood Branch Sinnemahoning Creek from Elk Fork to the confluence with Bennett Branch are currently designated HQ-CWF with the exception of the following named tributaries or tributary segments: Elk Fork basin from the source to Nichols Run, Cooks Run basin and Clear Creek basin from the source to Mud Run, Sinnemahoning Portage Creek basin from the source to Cowley Run, and Cowley Run basin are currently designated Exceptional Value (EV); Sinnemahoning Portage Creek basin from Cowley Run to the mouth, Finley Run basin from Unnamed Tributary at R.M. 1.7 to the confluence with Portable Run, Portable Run basin from the source to the confluence with Finley Run, and Sterling Run basin from the confluence of Portable and Finley Runs to the mouth are currently designated CWF. The study area will include the entire Driftwood Branch Sinnemahoning Creek basin.

East Fork Sinnemahoning Creek basin from the source to Dolliver Trail is currently designated EV. East Fork Sinnemahoning Creek basin from Dolliver Trail to the confluence with First Fork Sinnemahoning Creek is currently designated HQ-CWF with the exception of Stony Lick Run and Birch Run basins which are currently designated EV. The study area will include the entire East Fork Sinnemahoning Creek basin.

Trout Run basin from the source to the confluence with West Branch Susquehanna River and Laurel Run basin (Clearfield County) from the source to the confluence with Bennett Branch Sinnemahoning Creek are both currently designated HQ-CWF. The study areas for Trout and Laurel Runs (Clearfield County) will include each basin in its entirety.

Laurel Run (Fayette County), Hagermans Run and Silver Creek basins are currently designated CWF. These study areas will include each basin in its entirety.

Muncy Creek main stem from the source to the US 220 bridge at Muncy Valley is currently designated CWF. Muncy Creek main stem from the US 220 bridge at Muncy Valley to the mouth is currently designated TSF. Tributaries to Muncy Creek from the source to, and including, Laurel Run are currently designated HQ-CWF with the exception of Elklick Run which is currently

designated EV. Tributaries to Muncy Creek from Laurel Run to the mouth are currently designated CWF. The study area will include the entire Muncy Creek basin.

West Branch Fishing Creek basin from the source to Elk Run is currently designated HQ-CWF with the exception of Shingle Mill Run which is currently designated EV. The study area will include the West Branch Fishing Creek basin from the source to Elk Run.

Aughwick Creek basin from the source to the mouth is currently designated TSF with the exception of the following named tributaries or tributary segments: Sideling Hill Creek and North Branch Little Aughwick Creek basins are currently designated HQ-CWF; South Branch Little Aughwick Creek basin from the source to the Inlet of Cowans Gap Lake is currently designated EV and from the Inlet of Cowans Gap Lake to the confluence with North Branch Little Aughwick Creek is currently designated HQ-CWF; Three Springs Creek, Laurel Run, Old Womans Run, Browns Gap Run, Sugar Run, and Fort Run basins are currently designated CWF; Blacklog Creek basin from the source to Shade Creek is currently designated HQ-CWF and from Shade Creek to the mouth is currently designated CWF. The study area will include the entire Aughwick Creek basin.

Aquashicola Creek basin from the source to the confluence with Buckwha Creek is currently designated High Quality-Cold Water Fishes, Migratory Fishes. The study area will include the Aquashicola Creek basin from the source to the confluence with Buckwha Creek.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Tony Shaw directly at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-2058. Filed for public inspection October 29, 2010, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Real Estate for Sale Erie County

The Department of General Services (Department) will accept bids for the purchase of 0.1837-acre ± of land located at 110 West Normal Street, Edinboro, Erie County. Bids are due Tuesday, January 18, 2011. Interested parties wishing to receive a copy of Solicitation No. 94379 should view the Department's web site at www.dgs.state.pa.us or call Jayne Fitzpatrick at (717) 787-2834.

ELIZABETH A. O'REILLY,
Acting Secretary

[Pa.B. Doc. No. 10-2059. Filed for public inspection October 29, 2010, 9:00 a.m.]

DEPARTMENT OF HEALTH

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

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

OSS Orthopaedic Hospital
Physicians Care Surgical Hospital

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

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

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

MICHAEL K. HUFF,
Acting Secretary

[Pa.B. Doc. No. 10-2060. Filed for public inspection October 29, 2010, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 569.35

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

AFP Surgery Center, Inc.
Surgery Center of Pennsylvania, LLC

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

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

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

MICHAEL K. HUFF,
Acting Secretary

[Pa.B. Doc. No. 10-2061. Filed for public inspection October 29, 2010, 9:00 a.m.]

Availability of Draft Preventive Health and Health Services Block Grant Application for Federal Fiscal Year 2011

The Department of Health (Department) is making copies available of the draft Preventive Health and Health Services Block Grant (block grant) Application for Federal Fiscal Year 2011, under section 1905 of the Public Health Service Act (act) (42 U.S.C.A. § 300w-4). This application is the Commonwealth's draft request to the United States Department of Health and Human Services (HHS) for block grant funding to address the Healthy People 2010 Health Status Objectives.

The block grant application is the Commonwealth's funding (fix formula-based) request to HHS describing proposed services, program goals and objectives and activities that is available for public comment. Electronic or hard copies of the proposals will be available on or after November 1, 2010, and can be obtained by calling the Bureau of Health Promotion and Risk Reduction (Bureau) at (717) 787-6214.

A public hearing will be conducted by the Department for the purpose of receiving testimony on the previously-mentioned application in accordance with section 1905 of the act. Comments and suggestions from the public should relate to the priorities and program plans included in the application.

The hearing will be held from 10 a.m. until 12 p.m. November 5, 2010, in Conference Room 1000, Health and Welfare Building, 625 Forster Street, Harrisburg, PA. Persons wishing to testify are requested to preregister by contacting the Bureau at (717) 787-6214. Registration will be accepted on the day of the hearing. Persons will be allotted a maximum of 15 minutes to testify. Individuals should provide the Department with two copies of their testimony at the time of the hearing.

Written comments will be accepted and should be sent to the Bureau at the address listed previously and should be received no later than 4 p.m. November 11, 2010.

Persons with a disability who require an alternative format of the application or desire to comment in an alternative format (for example, large print, audio tape or Braille) or wish to attend the hearing and require special accommodations, should notify the Bureau at (717) 787-6214, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

MICHAEL K. HUFF,
Acting Secretary

[Pa.B. Doc. No. 10-2062. Filed for public inspection October 29, 2010, 9:00 a.m.]

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 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, November 17, 2010, from 9 a.m. until 4 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 Dis-

eases, 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.

MICHAEL K. HUFF,
Acting Secretary

[Pa.B. Doc. No. 10-2063. Filed for public inspection October 29, 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 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Tuesday, November 16, 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.

MICHAEL K. HUFF,
Acting Secretary

[Pa.B. Doc. No. 10-2064. Filed for public inspection October 29, 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 § 205.27 (relating to lounge and recreation rooms).

Willows of Presbyterian Seniorcare
1215 Hulton Road
Oakmont, PA 15139

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(h) (relating to bathing facilities).

Milford Senior Care and Rehabilitation Center
246 Route 6 and 209
Milford, PA 18337
FAC ID 133602

This request is 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.

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).

MICHAEL K. HUFF,
Acting Secretary

[Pa.B. Doc. No. 10-2065. Filed for public inspection October 29, 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>
Central Paving and Excavating Co., Inc. and Daniel J. Rieger, Jr., Individually EIN # 23-3019128	1441 Twos Glen Lane Collegeville, PA 19426	10/14/2010

SANDI VITO,
Secretary

[Pa.B. Doc. No. 10-2066. Filed for public inspection October 22, 2010, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Frosty Match & Win™ 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 Frosty Match & Win™.

2. *Price:* The price of a Pennsylvania Frosty Match & Win™ instant lottery game ticket is \$3.

3. *Play Symbols:* Pennsylvania Frosty Match & Win™ instant lottery game ticket will contain a "Play Grid" area, a "SNOWFLAKE NUMBERS" area, a horizontal "prize" area and a vertical "prize" area. The "Play Grid" area consists of 27 spaces on a play grid 9 columns wide by 3 rows deep. The 9 vertical "columns" are designated as "Column 1," "Column 2," "Column 3," "Column 4," "Column 5," "Column 6," "Column 7," "Column 8" and "Column 9." The 3 horizontal "rows" are designated as "Row 1," "Row 2" and "Row 3." Each "Column" and each "Row" offers a separate chance to win. The play symbols appearing in the "Play Grid" area are a variable selection consisting of 27 of the 90 distinctive play symbols. Each Pennsylvania Frosty Match & Win™ instant lottery game ticket will contain a "SNOWFLAKE NUMBERS" area consisting of 20 of the 91 play symbols in a 2 x 10 grid. The play symbols located in the "Play Grid" area are the numbers 1 through 90. The play symbols located in the "SNOWFLAKE NUMBERS" area are the numbers 1 through 90 and an Icicle symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the 9 "prize" areas, one below each of the 9 vertical "columns" are: \$3⁰⁰ (THR DOL), \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$30⁰⁰ (THIRTY), \$60⁰⁰ (SIXTY), \$90⁰⁰ (NINTY), \$300 (THR HUN), \$1,000 (ONE THO) and \$3,000 (THR THO). The prize symbols and their captions located in the 3 "prize" areas, one to the right of each of the 3 horizontal "rows" are: \$3⁰⁰ (THR DOL), \$5⁰⁰ (FIV DOL), \$6⁰⁰ (SIX DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$30⁰⁰ (THIRTY), \$60⁰⁰ (SIXTY), \$90⁰⁰ (NINTY), \$300 (THR HUN), \$1,000 (ONE THO), \$3,000 (THR THO) \$30,000 (TRY THO) and \$60,000 (STY THO).

5. *Prizes:* The prizes that can be won in this game are: \$3, \$5, \$6, \$10, \$15, \$30, \$60, \$90, \$300, \$1,000, \$3,000, \$30,000 and \$60,000. The player can win up to 7 times on each ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct five Grand-A-Day Holiday Giveaway 2010 second-chance drawings for which non-winning Pennsylvania Frosty Match & Win™ instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania Frosty Match & Win™ instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$60,000 (STY THO) appears in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$60,000.

(b) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$30,000 (TRY THO) appears

in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$30,000.

(c) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$3,000 (THR THO) appears in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$3,000.

(d) Holders of tickets upon which three of the "SNOWFLAKE NUMBERS" play symbols match the same exact three play symbols appearing in a complete vertical "Column," and a prize symbol of \$3,000 (THR THO) appears in the corresponding "prize" area immediately below that "Column," on a single ticket, shall be entitled to a prize of \$3,000.

(e) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$1,000 (ONE THO) appears in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which three of the "SNOWFLAKE NUMBERS" play symbols match the same exact three play symbols appearing in a complete vertical "Column," and a prize symbol of \$1,000 (ONE THO) appears in the corresponding "prize" area immediately below that "Column," on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$300 (THR HUN) appears in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$300.

(h) Holders of tickets upon which three of the "SNOWFLAKE NUMBERS" play symbols match the same exact three play symbols appearing in a complete vertical "Column," and a prize symbol of \$300 (THR HUN) appears in the corresponding "prize" area immediately below that "Column," on a single ticket, shall be entitled to a prize of \$300.

(i) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$90⁰⁰ (NINTY) appears in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$90.

(j) Holders of tickets upon which three of the "SNOWFLAKE NUMBERS" play symbols match the same exact three play symbols appearing in a complete vertical "Column" and a prize symbol of \$90⁰⁰ (NINTY) appears in the corresponding "prize" area immediately below that "Column," on a single ticket, shall be entitled to a prize of \$90.

(k) Holders of tickets upon which nine of the "SNOWFLAKE NUMBERS" play symbols match the same exact nine play symbols appearing in a complete horizontal "Row," and a prize symbol of \$60⁰⁰ (SIXTY) appears in the corresponding "prize" area immediately to the right of that "Row," on a single ticket, shall be entitled to a prize of \$60.

(l) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column” and a prize symbol of \$60⁰⁰ (SIXTY) appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$60.

(m) Holders of tickets upon which nine of the “SNOW-FLAKE NUMBERS” play symbols match the same exact nine play symbols appearing in a complete horizontal “Row,” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the corresponding “prize” area immediately to the right of that “Row,” on a single ticket, shall be entitled to a prize of \$30.

(n) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column,” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$30.

(o) Holders of tickets upon which one of the “SNOW-FLAKE NUMBERS” play symbols is an Icicle symbol, on a single ticket, shall be entitled to a prize of \$30.

(p) Holders of tickets upon which nine of the “SNOW-FLAKE NUMBERS” play symbols match the same exact nine play symbols appearing in a complete horizontal “Row,” and a prize symbol of \$15⁰⁰ (FIFTN) appears in the corresponding “prize” area immediately to the right of that “Row,” on a single ticket, shall be entitled to a prize of \$15.

(q) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column,” and a prize symbol of \$15⁰⁰ (FIFTN) appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$15.

(r) Holders of tickets upon which nine of the “SNOW-FLAKE NUMBERS” play symbols match the same exact nine play symbols appearing in a complete horizontal “Row,” and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the corresponding “prize” area immediately to the right of that “Row,” on a single ticket, shall be entitled to a prize of \$10.

(s) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column,” and a prize symbol of \$10⁰⁰ (TEN DOL)

appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which nine of the “SNOW-FLAKE NUMBERS” play symbols match the same exact nine play symbols appearing in a complete horizontal “Row,” and a prize symbol of \$6⁰⁰ (SIX DOL) appears in the corresponding “prize” area immediately to the right of that “Row,” on a single ticket, shall be entitled to a prize of \$6.

(u) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column,” and a prize symbol of \$6⁰⁰ (SIX DOL) appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$6.

(v) Holders of tickets upon which nine of the “SNOW-FLAKE NUMBERS” play symbols match the same exact nine play symbols appearing in a complete horizontal “Row,” and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the corresponding “prize” area immediately to the right of that “Row,” on a single ticket, shall be entitled to a prize of \$5.

(w) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column,” and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$5.

(x) Holders of tickets upon which nine of the “SNOW-FLAKE NUMBERS” play symbols match the same exact nine play symbols appearing in a complete horizontal “Row,” and a prize symbol of \$3⁰⁰ (THR DOL) appears in the corresponding “prize” area immediately to the right of that “Row,” on a single ticket, shall be entitled to a prize of \$3.

(y) Holders of tickets upon which three of the “SNOW-FLAKE NUMBERS” play symbols match the same exact three play symbols appearing in a complete vertical “Column,” and a prize symbol of \$3⁰⁰ (THR DOL) appears in the corresponding “prize” area immediately below that “Column,” on a single ticket, shall be entitled to a prize of \$3.

9. *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>Icicle Prize</i>	<i>When You Completely Match All Numbers In Any Vertical Column In The Play Grid, Win The Prize Shown For That Column. Win With Prize(s) Of:</i>	<i>When You Completely Match All Numbers In Any Horizontal Row, Win The Prize Shown For That Row. Win With Prize(s) Of:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,000,000 Tickets</i>
\$3		\$3	\$3	18.18	330,000
\$5		\$5	\$3	18.18	330,000
\$3 × 2		\$5	\$5	28.57	210,000
\$6		\$3 × 2	\$5	31.25	192,000
		\$6	\$6	200	30,000
			\$6	200	30,000
			\$6	200	30,000

Icicle Prize	When You Completely Match All Numbers In Any Vertical Column In The Play Grid, Win The Prize Shown For That Column. Win With Prize(s) Of:	When You Completely Match All Numbers In Any Horizontal Row, Win The Prize Shown For That Row. Win With Prize(s) Of:	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 6,000,000 Tickets
	\$5 × 2		\$10	250	24,000
	\$10	\$5 × 2	\$10	250	24,000
		\$10	\$10	250	24,000
	\$3 × 5		\$15	1,000	6,000
	\$5 × 3		\$15	1,000	6,000
	\$5 × 2	\$5	\$15	1,000	6,000
	\$15		\$15	1,000	6,000
		\$15	\$15	1,000	6,000
	\$5 × 5	\$5	\$30	1,000	6,000
	\$6 × 4	\$6	\$30	1,000	6,000
	\$10 × 2	\$10	\$30	1,000	6,000
	\$15	\$15	\$30	1,000	6,000
ICICLE			\$30	100	60,000
	\$30		\$30	1,000	6,000
ICICLE		\$30	\$30	1,000	6,000
	\$5 × 6		\$60	3,429	1,750
	\$10 × 5	\$10	\$60	3,429	1,750
	\$15 × 2	\$15 × 2	\$60	1,143	5,250
	\$60		\$60	3,429	1,750
ICICLE		\$60	\$60	3,429	1,750
	\$10 × 6		\$90	3,000	2,000
	\$15 × 5	\$15	\$90	3,000	2,000
ICICLE		\$30 × 2	\$90	2,400	2,500
ICICLE	\$60		\$90	2,400	2,500
ICICLE	\$90		\$90	3,000	2,000
		\$90	\$90	3,000	2,000
	\$60 × 4	\$60	\$300	40,000	150
ICICLE	\$90 × 3		\$300	40,000	150
	\$300		\$300	40,000	150
		\$300	\$300	40,000	150
	\$1,000		\$1,000	60,000	100
		\$1,000	\$1,000	60,000	100
	\$3,000		\$3,000	600,000	10
		\$3,000	\$3,000	600,000	10
		\$30,000	\$30,000	1,200,000	5
		\$60,000	\$60,000	1,200,000	5

Reveal an "ICICLE" symbol in the "SNOWFLAKE NUMBERS" area and win \$30 instantly.

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

10. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Requirements:*

(a) To be eligible for the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, players must mail non-winning qualifying Pennsylvania Lottery 2010 holiday instant tickets having an individual or combined purchase price of at least \$20 in an envelope no larger than 4 1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, P. O. Box 4539, Middletown, PA 17057-4539. Each envelope containing at least \$20 of qualifying Pennsylvania Lottery 2010 holiday instant tickets will constitute one entry. The player shall affix proper postage to the entry. The qualifying Pennsylvania Lottery holiday instant tickets and their respective purchase prices are: PA-0847 Merry Millionaire (\$20); PA-0848 Winner Green (\$10); PA-0849 Snow Globe Cash (\$5); PA-0850 Frosty Match & Win™ (\$3); PA-0851 Jingle Bell Doubler (\$2); and PA-0852 Happy Holidays! (\$1).

(b) Envelopes containing qualifying Pennsylvania Lottery holiday instant tickets having an individual or combined price of less than \$20 shall be disqualified. Envelopes containing non-qualifying Pennsylvania Lottery instant tickets shall be disqualified.

(c) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Lottery Grand-A-Day Holiday Giveaway entries received in a United States Post Office "damaged-in-mail-process" envelope.

(d) Winning Pennsylvania Lottery instant tickets submitted to the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 address will not be paid or honored. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries containing winning Pennsylvania Lottery instant game tickets will be disqualified.

(e) The back of each non-winning qualifying Pennsylvania Lottery holiday instant ticket entered in the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 must be completed by the same player in a legible manner,

including the player's name, address, city, state, zip code, telephone number and signature. Only one claimant per entry allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

11. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings procedures:*

(a) The Lottery will conduct five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. December 10, 2010, will be eligible to participate in one of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. November 12, 2010, will be eligible to participate in the first Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 15, 2010.

(2) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 12, 2010, through and including 4:00 p.m. November 19, 2010, will be eligible to participate in the second Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(3) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 19, 2010, through and including 4:00 p.m. November 26, 2010, will be eligible to participate in the third Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(4) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 26, 2010, through and including 4:00 p.m. December 3, 2010, will be eligible to participate in the fourth Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 6, 2010.

(5) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. December 3, 2010, through and including 4:00 p.m. December 10, 2010, will be eligible to participate in the final Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 13, 2010.

(b) The odds of an entry being selected in a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing depend upon the number of entries received for that drawing.

(c) To be eligible to participate in a particular Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing, a player must have complied with the requirements of section 10.

(d) The Lottery assumes no responsibility for a lost or misplaced entry not entered into one of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(e) A Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is eligible for only one Grand-A-Day Holiday Giveaway 2010 drawing. An entry that is not eligible in one group, may, at the discretion of the Secretary, remain eligible for a subsequent Grand-A-Day Holiday Giveaway 2010 drawing.

(f) If a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is rejected during or following the Pennsylvania Grand-A-Day Holiday Giveaway 2010 drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(g) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing will be disqualified and a replacement entry will be selected.

(h) Manner of conducting each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(1) All entries received at Lottery Headquarters that are eligible to participate in a particular drawing, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to a prize as described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(i) The payment of a prize awarded in any of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

12. *Description of Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Drawings Prizes:*

(a) There will be seventy cash prizes of \$1,000 awarded in each of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(b) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 prize payments will be made as a one-time, lump-sum cash payment in the amount of the prize won, less required federal withholding if applicable.

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

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Frosty Match & Win™, prize money from winning Pennsylvania Frosty Match & Win™ 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 Frosty Match & Win™ 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.

15. *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.

16. *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 Frosty Match & Win™ or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2067. Filed for public inspection October 29, 2010, 9:00 a.m.]

Pennsylvania Happy Holidays! '10 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 Happy Holidays! '10.

2. *Price:* The price of a Pennsylvania Happy Holidays! '10 instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania Happy Holidays! '10 instant lottery game ticket will contain one play area. The play symbols and their captions, printed in black ink and located in the play area are: Drum (DRUM) symbol, Candle (CANDLE) symbol, Ornament (ORMNT) symbol, Horn (HORN) symbol, Gingerbread Man (GBMAN) symbol, Toy Sack (TOYS) symbol, Holly (HOLLY) symbol, Bell (BELL) symbol, Reindeer (RNDEER) symbol, Candy Cane (CNDY CANE) symbol and a Gift (GIFT) symbol. The play symbols and their captions, printed in red ink and located in the play area are: Drum (DRUM) symbol, Candle (CANDLE) symbol, Ornament (ORMNT) symbol, Horn (HORN) symbol, Gingerbread Man (GBMAN) symbol, Toy Sack (TOYS) symbol, Holly (HOLLY) symbol, Bell (BELL) symbol, Reindeer (RNDEER) symbol, Candy Cane (CNDY CANE) symbol and a Red Gift (REDGIFT) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the play area are: Free (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$3, \$4, \$5, \$10, \$20, \$40, \$50, \$100 and \$1,000. A player can win up to 4 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 16,800,000 tickets will be printed for the Pennsylvania Happy Holidays! '10 instant lottery game.

7. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct five Grand-A-Day Holiday Giveaway 2010 second-chance drawings for which non-winning Pennsylvania Happy Holidays! '10 instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of Prize Winners:*

(a) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(b) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$100.

(c) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "prize" areas and a prize symbol of \$40⁰⁰ (FORTY) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "prize" area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$50.

(e) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$40⁰⁰ (FORTY) appears in the "prize" area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "prize" area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "prize" area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in two of the "prize" areas, and a prize symbol of \$3⁰⁰ (THR DOL) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in three of the "prize" areas, and a prize

symbol of \$4⁰⁰ (FOR DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$5.

(m) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in three of the “prize” areas, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the “prize” area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with a Red Gift (REDGIFT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of \$1.

(r) Holders of tickets with a Gift (GIFT) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of FREE (TICKET) appears in the “prize” area to the right of the Gift (GIFT) symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania Happy Holidays! '10 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

9. *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:

Get A Gift Symbol, Win Prize Shown To The Right Of It. Win With Prize(s) Of:

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 16,800,000 Tickets</i>
FREE	FREE \$1 TICKET	10	1,680,000
\$1 × 2	\$2	33.33	504,000
\$2	\$2	30	560,000
\$1 × 4	\$4	300	56,000
RED GIFT w/(\$1 × 4)	\$4	300	56,000
\$2 × 2	\$4	300	56,000
\$4	\$4	300	56,000
RED GIFT w/(\$1 × 3) + \$2	\$5	120	140,000
\$5	\$5	200	84,000
RED GIFT w/(\$2 × 3) + \$4	\$10	300	56,000
RED GIFT w/(\$2 × 2) + (\$3 × 2)	\$10	300	56,000
\$5 × 2	\$10	300	56,000
\$10	\$10	200	84,000
RED GIFT w/(\$5 × 4)	\$20	750	22,400
\$5 × 4	\$20	1,500	11,200
\$10 × 2	\$20	1,500	11,200
\$20	\$20	1,500	11,200
RED GIFT w/(\$10 × 4)	\$40	2,400	7,000
\$20 × 2	\$40	4,800	3,500
\$40	\$40	4,364	3,850
RED GIFT w/(\$10 × 2) + (\$40 × 2)	\$100	8,000	2,100
\$50 × 2	\$100	12,000	1,400
\$100	\$100	8,000	2,100
\$1,000	\$1,000	120,000	140

“RED GIFT” (REDGIFT) Symbol = Win All 4 Prizes Shown.

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

10. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Requirements:*

(a) To be eligible for the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, players must mail non-winning qualifying Pennsylvania Lottery 2010 holiday instant tickets having an individual or combined purchase price of at least \$20 in an envelope no larger than 4

1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, P. O. Box 4539, Middletown, PA 17057-4539. The player shall affix proper postage to the entry. The qualifying Pennsylvania Lottery holiday instant tickets and their respective purchase prices are: PA-0847 Merry Millionaire (\$20); PA—0848 Winner Green (\$10); PA-0849 \$now Globe Ca\$h (\$5); PA-0850 Frosty Match & Win™ (\$3); PA-0851 Jingle Bell Doubler (\$2); and PA-0852 Happy Holidays! (\$1).

(b) Envelopes containing qualifying Pennsylvania Lottery holiday instant tickets having an individual or combined price of less than \$20 shall be disqualified. Envelopes containing non-qualifying Pennsylvania Lottery instant tickets shall be disqualified.

(c) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Lottery Grand-A-Day Holiday Giveaway entries received in a United States Post Office "damaged-in-mail-process" envelope.

(d) Winning Pennsylvania Lottery instant tickets submitted to the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 address will not be paid or honored. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries containing winning Pennsylvania Lottery instant game tickets will be disqualified.

(e) The back of each non-winning qualifying Pennsylvania Lottery holiday instant ticket entered in the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 must be completed by the same player in a legible manner, including the player's name, address, city, state, zip code, telephone number and signature. Only one claimant per entry allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

11. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings procedures:

(a) The Lottery will conduct five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. December 10, 2010, will be eligible to participate in one of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. November 12, 2010, will be eligible to participate in the first Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 15, 2010.

(2) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 12, 2010, through and including 4:00 p.m. November 19, 2010, will be eligible to participate in the second Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(3) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 19, 2010, through and including 4:00 p.m. November 26, 2010, will be eligible to participate in the third Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(4) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 26, 2010, through and including 4:00 p.m. December 3, 2010, will be eligible to participate in the fourth Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 6, 2010.

(5) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. December 3, 2010, through and including 4:00 p.m. December 10, 2010, will be eligible to participate in

the final Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 13, 2010.

(b) The odds of an entry being selected in a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing depend upon the number of entries received for that drawing.

(c) To be eligible to participate in a particular Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing, a player must have complied with the requirements of section 10.

(d) The Lottery assumes no responsibility for a lost or misplaced entry not entered into one of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(e) A Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is eligible for only one Grand-A-Day Holiday Giveaway 2010 drawing. An entry that is not eligible in one group, may, at the discretion of the Secretary, remain eligible for a subsequent Grand-A-Day Holiday Giveaway 2010 drawing.

(f) If a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is rejected during or following the Pennsylvania Grand-A-Day Holiday Giveaway 2010 drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(g) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing will be disqualified and a replacement entry will be selected.

(h) Manner of conducting each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(1) All entries received at Lottery Headquarters that are eligible to participate in a particular drawing, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to a prize as described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(i) The payment of a prize awarded in any of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

12. *Description of Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Drawings Prizes:*

(a) There will be seventy cash prizes of \$1,000 awarded in each of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(b) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 prize payments will be made as a one-time, lump-sum cash payment in the amount of the prize won, less required federal withholding if applicable.

13. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Happy Holidays! '10 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Happy Holidays! '10, prize money from winning Pennsylvania Happy Holidays! '10 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 Happy Holidays! '10 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.

15. *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.

16. *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 Happy Holidays! '10 or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2068. Filed for public inspection October 29, 2010, 9:00 a.m.]

Pennsylvania Jingle Bell 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 Jingle Bell Doubler.

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

3. *Play Symbols:* Each Pennsylvania Jingle Bell Doubler instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20

(TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), Double Bell (DBLBELL) symbol and a Sleigh (SLEIGH) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "Prize" areas are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOR DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$20.⁰⁰ (TWENTY), \$40.⁰⁰ (FORTY), \$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000 and \$25,000. The player can win up to 10 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct five Grand-A-Day Holiday Giveaway 2010 second-chance drawings for which non-winning Pennsylvania Jingle Bell Doubler instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Pennsylvania Jingle Bell Doubler instant lottery game.

8. *Determination of Prize Winners:*

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

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$500 (FIV HUN) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$400 (FOR HUN) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Bell (DBLBELL) symbol, and a prize symbol of \$100 (ONE

HUN) appears under the Double Bell (DBLBELL) symbol, on a single ticket, shall be entitled to a prize of \$200.

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

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

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

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$40.

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

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

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

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Bell (DBLBELL) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Double Bell (DBLBELL) symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol

of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Bell (DBLBELL) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Double Bell (DBLBELL) symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$5.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$4⁰⁰ (FOR DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$4⁰⁰ (FOR DOL) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$4.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Bell (DBLBELL) symbol, and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the Double Bell (DBLBELL) symbol, on a single ticket, shall be entitled to a prize of \$4.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Sleigh (SLEIGH) symbol, and a prize symbol of \$2⁰⁰ (TWO DOL) appears under the Sleigh (SLEIGH) symbol, on a single ticket, shall be entitled to a prize of \$2.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Bell (DBLBELL) symbol, and a prize symbol of \$1⁰⁰ (ONE DOL) appears under the Double Bell (DBLBELL) symbol, on a single ticket, shall be entitled to a prize of \$2.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1⁰⁰ (ONE DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

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

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

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 9,600,000 Tickets
\$1 × 2	\$2	37.5	256,000
\$1 w/DOUBLE BELL	\$2	25	384,000
\$2 w/SLEIGH	\$2	50	192,000
\$2	\$2	37.5	256,000
\$1 × 4	\$4	150	64,000
\$2 × 2	\$4	150	64,000
\$2 w/DOUBLE BELL	\$4	30	320,000
\$4 w/SLEIGH	\$4	150	64,000
\$4	\$4	150	64,000
\$1 × 5	\$5	75	128,000
(\$2 w/DOUBLE BELL) + \$1	\$5	150	64,000
\$5 w/SLEIGH	\$5	150	64,000
\$5	\$5	150	64,000
\$1 × 10	\$10	300	32,000
\$2 × 5	\$10	375	25,600
(\$4 × 2) + \$2	\$10	375	25,600
\$5 w/DOUBLE BELL	\$10	375	25,600
\$10 w/SLEIGH	\$10	375	25,600
\$10	\$10	375	25,600
\$2 × 10	\$20	750	12,800
\$4 × 5	\$20	750	12,800
\$5 × 4	\$20	750	12,800
\$10 w/DOUBLE BELL	\$20	750	12,800
\$20 w/SLEIGH	\$20	750	12,800
\$20	\$20	750	12,800
\$4 × 10	\$40	3,000	3,200
\$5 × 8	\$40	3,000	3,200
\$10 × 4	\$40	3,000	3,200
\$20 × 2	\$40	3,000	3,200
\$20 w/DOUBLE BELL	\$40	3,000	3,200
\$40 w/SLEIGH	\$40	3,000	3,200
\$40	\$40	3,000	3,200
\$5 × 10	\$50	3,000	3,200
\$10 × 5	\$50	3,000	3,200
(\$10 w/DOUBLE BELL) + (\$10 × 3)	\$50	3,000	3,200
(\$20 w/DOUBLE BELL) + (\$5 × 2)	\$50	3,000	3,200
\$50 w/SLEIGH	\$50	3,000	3,200
\$50	\$50	3,000	3,200
\$10 × 10	\$100	6,000	1,600
\$20 × 5	\$100	6,000	1,600
\$50 × 2	\$100	6,000	1,600
\$50 w/DOUBLE BELL	\$100	6,000	1,600
\$100 w/SLEIGH	\$100	8,000	1,200
\$100	\$100	6,000	1,600
\$40 × 10	\$400	120,000	80
\$100 × 4	\$400	120,000	80
(\$100 w/DOUBLE BELL) + (\$100 × 2)	\$400	120,000	80
\$400 w/SLEIGH	\$400	120,000	80
\$400	\$400	120,000	80
\$50 × 10	\$500	120,000	80
\$100 × 5	\$500	120,000	80
(\$100 w/DOUBLE BELL) + (\$100 × 3)	\$500	120,000	80
\$500 w/SLEIGH	\$500	120,000	80
\$500	\$500	120,000	80
\$100 × 10	\$1,000	120,000	80
\$1,000	\$1,000	120,000	80
\$25,000	\$25,000	960,000	10

“SLEIGH” (SLEIGH) symbol = Win prize shown under it automatically.

“DOUBLE BELL” (DBLBELL) symbol = Win double the prize shown under it automatically.

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

10. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Requirements:

(a) To be eligible for the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, players must mail non-winning qualifying Pennsylvania Lottery 2010 holiday instant tickets having an individual or combined purchase price of at least \$20 in an envelope no larger than 4 1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, P. O. Box 4539, Middletown, PA 17057-4539. Each envelope containing at least \$20 of qualifying Pennsylvania Lottery 2010 holiday instant tickets will constitute one entry. The player shall affix proper postage to the entry. The qualifying Pennsylvania Lottery holiday instant tickets and their respective purchase prices are: PA-0847 Merry Millionaire (\$20); PA-0848 Winner Green (\$10); PA-0849 \$now Globe Ca\$h (\$5); PA-0850 Frosty Match & Win™ (\$3); PA-0851 Jingle Bell Doubler (\$2); and PA-0852 Happy Holidays! (\$1).

(b) Envelopes containing qualifying Pennsylvania Lottery holiday instant tickets having an individual or combined price of less than \$20 shall be disqualified. Envelopes containing non-qualifying Pennsylvania Lottery instant tickets shall be disqualified.

(c) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Lottery Grand-A-Day Holiday Giveaway entries received in a United States Post Office "damaged-in-mail-process" envelope.

(d) Winning Pennsylvania Lottery instant tickets submitted to the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 address will not be paid or honored. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries containing winning Pennsylvania Lottery instant game tickets will be disqualified.

(e) The back of each non-winning qualifying Pennsylvania Lottery holiday instant ticket entered in the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 must be completed by the same player in a legible manner, including the player's name, address, city, state, zip code, telephone number and signature. Only one claimant per entry allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

11. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings procedures:

(a) The Lottery will conduct five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. December 10, 2010, will be eligible to participate in one of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. November 12, 2010, will be eligible to participate in the first Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 15, 2010.

(2) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 12, 2010, through and including 4:00 p.m. November 19, 2010, will be eligible to partici-

pate in the second Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(3) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 19, 2010, through and including 4:00 p.m. November 26, 2010, will be eligible to participate in the third Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(4) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 26, 2010, through and including 4:00 p.m. December 3, 2010, will be eligible to participate in the fourth Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 6, 2010.

(5) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. December 3, 2010, through and including 4:00 p.m. December 10, 2010, will be eligible to participate in the final Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 13, 2010.

(b) The odds of an entry being selected in a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing depend upon the number of entries received for that drawing.

(c) To be eligible to participate in a particular Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing, a player must have complied with the requirements of section 10.

(d) The Lottery assumes no responsibility for a lost or misplaced entry not entered into one of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(e) A Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is eligible for only one Grand-A-Day Holiday Giveaway 2010 drawing. An entry that is not eligible in one group, may, at the discretion of the Secretary, remain eligible for a subsequent Grand-A-Day Holiday Giveaway 2010 drawing.

(f) If a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is rejected during or following the Pennsylvania Grand-A-Day Holiday Giveaway 2010 drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(g) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing will be disqualified and a replacement entry will be selected.

(h) Manner of conducting each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(1) All entries received at Lottery Headquarters that are eligible to participate in a particular drawing, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to a prize as described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(i) The payment of a prize awarded in any of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

12. Description of Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Drawings Prizes:

(a) There will be seventy cash prizes of \$1,000 awarded in each of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(b) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 prize payments will be made as a one-time, lump-sum cash payment in the amount of the prize won, less required federal withholding if applicable.

13. Retailer Incentive Awards: The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Jingle Bell 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).

14. Unclaimed Prize Money: For a period of 1 year from the announced close of Pennsylvania Jingle Bell Doubler, prize money from winning Pennsylvania Jingle Bell 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 Jingle Bell 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.

15. 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.

16. 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 Jingle Bell Doubler or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2069. Filed for public inspection October 29, 2010, 9:00 a.m.]

Pennsylvania Merry Millionaire '10 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 Merry Millionaire '10.

2. *Price:* The price of a Pennsylvania Merry Millionaire '10 instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania Merry Millionaire '10 instant lottery game ticket will contain one play area featuring a "MERRY NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "MERRY NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWININ), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWININ), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Holly (HOLLY) symbol, Cash (CASH) symbol and a Merry (MERRY) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$2,500 (TWYFIVHUN), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$25, \$40, \$50, \$100, \$250, \$500, \$1,000, \$2,500, \$100,000 and \$1,000,000. A player can win up to 20 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct five Grand-A-Day Holiday Giveaway 2010 second-chance drawings for which non-winning Pennsylvania Merry Millionaire '10 instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 1,440,000 tickets will be printed for the Pennsylvania Merry Millionaire '10 instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$1MILL (ONE MIL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be

entitled to a prize of \$1,000,000. This prize shall be paid as a lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Merry (MERRY) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in six of the "prize" areas, a prize symbol of \$100 (ONE HUN) appears in twelve of the "prize" areas, and a prize symbol of \$500 (FIV HUN) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$2,500.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Merry (MERRY) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "prize" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in twelve of the "prize" areas, and a prize symbol of \$100 (ONE HUN) appears in three of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Merry (MERRY) symbol, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Merry (MERRY) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "prize" areas, and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "prize" areas, and a prize symbol of \$50⁰⁰ (FIFTY) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$250 (TWOHUNFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Holly (HOLLY)

symbol, and a prize symbol of \$250 (TWOHUNFTY) appears under the Holly (HOLLY) symbol, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$250.

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

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

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Holly (HOLLY) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the Holly (HOLLY) symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Holly (HOLLY) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears under the Holly (HOLLY) symbol, on a single ticket, shall be entitled to a prize of \$40.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

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

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "MERRY NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

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

When Any Of Your Numbers
Match Any Of The Merry
Numbers, Win Prize Shown
Under The Matching Number.
Win With Prize(s) Of:

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 1,440,000 Tickets	
\$10 × 2	\$20	20	72,000
\$20 w/HOLLY	\$20	20	72,000
\$20	\$20	15	96,000
\$20 × 2	\$40	60	24,000
\$40 w/HOLLY	\$40	60	24,000
\$40	\$40	60	24,000
\$10 × 5	\$50	75	19,200
(\$20 × 2) + \$10	\$50	75	19,200
\$50 w/HOLLY	\$50	75	19,200
\$50	\$50	75	19,200
\$20 × 5	\$100	150	9,600
(\$40 × 2) + (\$10 × 2)	\$100	150	9,600
\$50 × 2	\$100	150	9,600
\$100 w/HOLLY	\$100	150	9,600
\$100	\$100	150	9,600
(\$20 × 10) + (\$10 × 5)	\$250	6,000	240
(\$40 × 5) + (\$10 × 5)	\$250	6,000	240
\$50 × 5	\$250	6,000	240
\$250 w/CASH	\$250	571.43	2,520
\$250 w/HOLLY	\$250	6,000	240
\$250	\$250	6,000	240
MERRY w/(\$10 × 5) + (\$20 × 10) + (\$50 × 5)	\$500	12,000	120
MERRY w/(\$25 × 20)	\$500	12,000	120
\$50 × 10	\$500	12,000	120
\$100 × 5	\$500	12,000	120
(\$250 w/CASH) + (\$50 × 5)	\$500	12,000	120
(\$250 w/CASH) + \$250	\$500	12,000	120
\$500	\$500	12,000	120
MERRY w/(\$20 × 5) + (\$50 × 12) + (\$100 × 3)	\$1,000	15,000	96
\$50 × 20	\$1,000	15,000	96
\$100 × 10	\$1,000	15,000	96
(\$250 w/CASH) + (\$250 × 3)	\$1,000	15,000	96
\$500 × 2	\$1,000	15,000	96
\$1,000	\$1,000	15,000	96
MERRY w/(\$50 × 6) + (\$100 × 12) + (\$500 × 2)	\$2,500	240,000	6
(\$250 w/CASH) + (\$250 × 9)	\$2,500	240,000	6
\$500 × 5	\$2,500	240,000	6
\$2,500	\$2,500	240,000	6
\$100,000	\$100,000	480,000	3
\$1,000,000	\$1,000,000	480,000	3

“HOLLY” (HOLLY) symbol = Win prize shown under that symbol.

“CASH” (CASH) symbol = Win \$250 instantly.

“MERRY” (MERRY) symbol = Win all 20 prizes shown.

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

10. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Requirements:*

(a) To be eligible for the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, players must mail non-winning qualifying Pennsylvania Lottery 2010 holiday instant tickets having an individual or combined purchase price of at least \$20 in an envelope no larger than 4 1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, P. O. Box 4539, Middletown, PA 17057-4539. The player shall affix proper postage to the entry. The qualifying Pennsylvania Lottery holiday instant tickets and their respective purchase prices are: PA-0847 Merry Millionaire (\$20); PA-

0848 Winner Green (\$10); PA-0849 Snow Globe Cash (\$5); PA-0850 Frosty Match & Win™ (\$3); PA-0851 Jingle Bell Doubler (\$2); and PA-0852 Happy Holidays! (\$1).

(b) Envelopes containing qualifying Pennsylvania Lottery holiday instant tickets having an individual or combined price of less than \$20 shall be disqualified. Envelopes containing non-qualifying Pennsylvania Lottery instant tickets shall be disqualified.

(c) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Lottery Grand-A-Day Holiday Giveaway entries received in a United States Post Office “damaged-in-mail-process” envelope.

(d) Winning Pennsylvania Lottery instant tickets submitted to the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 address will not be paid or honored. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries containing winning Pennsylvania Lottery instant game tickets will be disqualified.

(e) The back of each non-winning qualifying Pennsylvania Lottery holiday instant ticket entered in the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 must be completed by the same player in a legible manner, including the player's name, address, city, state, zip code, telephone number and signature. Only one claimant per entry allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

11. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings procedures:*

(a) The Lottery will conduct five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. December 10, 2010, will be eligible to participate in one of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. November 12, 2010, will be eligible to participate in the first Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 15, 2010.

(2) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 12, 2010, through and including 4:00 p.m. November 19, 2010, will be eligible to participate in the second Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(3) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 19, 2010, through and including 4:00 p.m. November 26, 2010, will be eligible to participate in the third Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(4) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 26, 2010, through and including 4:00 p.m. December 3, 2010, will be eligible to participate in the fourth Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 6, 2010.

(5) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. December 3, 2010, through and including 4:00 p.m. December 10, 2010, will be eligible to participate in the final Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 13, 2010.

(b) The odds of an entry being selected in a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing depend upon the number of entries received for that drawing.

(c) To be eligible to participate in a particular Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing, a player must have complied with the requirements of section 10.

(d) The Lottery assumes no responsibility for a lost or misplaced entry not entered into one of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(e) A Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is eligible for only one Grand-A-Day Holiday Giveaway 2010 drawing. An entry that is not eligible in one group, may, at the discretion of the Secretary, remain eligible for a subsequent Grand-A-Day Holiday Giveaway 2010 drawing.

(f) If a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is rejected during or following the Pennsylvania Grand-A-Day Holiday Giveaway 2010 drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(g) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing will be disqualified and a replacement entry will be selected.

(h) Manner of conducting each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(1) All entries received at Lottery Headquarters that are eligible to participate in a particular drawing, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to a prize as described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(i) The payment of a prize awarded in any of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

12. *Description of Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Drawings Prizes:*

(a) There will be seventy cash prizes of \$1,000 awarded in each of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(b) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 prize payments will be made as a one-time, lump-sum cash payment in the amount of the prize won, less required federal withholding if applicable.

13. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Merry Millionaire '10 instant lottery

game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Merry Millionaire '10, prize money from winning Pennsylvania Merry Millionaire '10 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 Merry Millionaire '10 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.

15. *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.

16. *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 Merry Millionaire '10 or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2070. Filed for public inspection October 29, 2010, 9:00 a.m.]

Pennsylvania \$now Globe Ca\$h 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 \$now Globe Ca\$h.

2. *Price:* The price of a Pennsylvania \$now Globe Ca\$h instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania \$now Globe Ca\$h instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), Dollar Sign (DLRSN) symbol, Snowflake (SNWFLK) symbol and a Snowman (SNOWMN) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5⁰⁰ (FIV

DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$400, \$500, \$1,000, \$5,000, and \$100,000. A player can win up to 11 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania \$now Globe Ca\$h instant lottery game.

7. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct five Grand-A-Day Holiday Giveaway 2010 second-chance drawings for which non-winning Pennsylvania \$now Globe Ca\$h instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5,000 (FIV THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowflake (SNWFLK) symbol, and a prize symbol of \$500 (FIV HUN) appears under the Snowflake (SNWFLK) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowman (SNOWMN) symbol, and a prize symbol of \$100 (ONE HUN) appears under the Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowman (SNOWMN) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$ (DLRSN) symbol, and a

prize symbol of \$400 (FOR HUN) appears under the \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$400.

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

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowman (SNOWMN) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears under the Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$200.

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

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

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

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowman (SNOWMN) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$50.

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

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowman (SNOWMN) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING

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

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears under the \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$40.

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

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$25⁰⁰ (TWY FIV) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

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

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowflake (SNWFLK) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the Snowflake (SNWFLK) symbol, on a single ticket, shall be entitled to a prize of \$20.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Snowflake (SNWFLK) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the Snowflake (SNWFLK) symbol, on a single ticket, shall be entitled to a prize of \$10.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

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

	Win:	Approximate Odds Are 1 In:	Approximate No Of Winners Per 7,200,000 Tickets:
\$5	\$5	8.57	840,000
\$5 w/SNOWFLAKE	\$10	40	180,000
\$5 × 2	\$10	60	120,000
\$10	\$10	40	180,000
\$5 × 4	\$20	300	24,000
\$10 × 2	\$20	300	24,000
\$10 w/SNOWFLAKE	\$20	200	36,000
\$20	\$20	200	36,000
\$5 × 5	\$25	300	24,000
(\$5 w/SNOWFLAKE) + (\$5 × 3)	\$25	300	24,000
(\$10 w/SNOWFLAKE) + \$5	\$25	300	24,000
\$25 w/DOLLAR SIGN	\$25	300	24,000
\$25	\$25	300	24,000
\$5 × 8	\$40	600	12,000
(\$10 w/SNOWFLAKE) + (\$10 × 2)	\$40	600	12,000
\$20 w/SNOWFLAKE	\$40	600	12,000
\$40 w/DOLLAR SIGN	\$40	600	12,000
\$40	\$40	600	12,000
\$5 × 10	\$50	600	12,000
\$5 w/SNOWMAN	\$50	600	12,000
\$25 w/SNOWFLAKE	\$50	600	12,000
\$50 w/DOLLAR SIGN	\$50	600	12,000
\$50	\$50	600	12,000
\$10 × 10	\$100	1,500	4,800
\$10 w/SNOWMAN	\$100	1,500	4,800
\$25 × 4	\$100	1,500	4,800
\$50 w/SNOWFLAKE	\$100	1,500	4,800
\$100 w/DOLLAR SIGN	\$100	1,500	4,800
\$100	\$100	1,500	4,800
(\$20 w/SNOWMAN) + (\$20 × 10)	\$400	30,000	240
\$40 × 10	\$400	30,000	240
\$50 × 8	\$400	30,000	240
(\$100 w/SNOWFLAKE) + (\$100 × 2)	\$400	30,000	240
\$400 w/DOLLAR SIGN	\$400	30,000	240
\$400	\$400	30,000	240
\$50 × 10	\$500	40,000	180
\$50 w/SNOWMAN	\$500	40,000	180
(\$100 w/SNOWFLAKE) + (\$100 × 3)	\$500	40,000	180
\$500	\$500	40,000	180
\$100 × 10	\$1,000	60,000	120
\$100 w/SNOWMAN	\$1,000	60,000	120
\$500 w/SNOWFLAKE	\$1,000	60,000	120
\$1,000	\$1,000	60,000	120
\$500 × 10	\$5,000	600,000	12
\$1,000 × 5	\$5,000	600,000	12
\$5,000	\$5,000	600,000	12
\$100,000	\$100,000	600,000	12

"DOLLAR SIGN" (DLRSN) symbol = win prize shown under it automatically.

"SNOWFLAKE" (SNWFLK) symbol = win double the prize shown under it.

"SNOWMAN" (SNOWMN) symbol = win 10 times the amount shown under it.

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

10. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Requirements:*

(a) To be eligible for the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, players must mail non-

winning qualifying Pennsylvania Lottery 2010 holiday instant tickets having an individual or combined purchase price of at least \$20 in an envelope no larger than 4 1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, P. O. Box 4539, Middletown, PA 17057-4539. Each envelope containing at least \$20 of qualifying Pennsylvania Lottery 2010

holiday instant tickets will constitute one entry. The player shall affix proper postage to the entry. The qualifying Pennsylvania Lottery holiday instant tickets and their respective purchase prices are: PA-0847 Merry Millionaire (\$20); PA-0848 Winner Green (\$10); PA-0849 \$now Globe Ca\$h (\$5); PA-0850 Frosty Match & Win™ (\$3); PA-0851 Jingle Bell Doubler (\$2); and PA-0852 Happy Holidays! (\$1).

(b) Envelopes containing qualifying Pennsylvania Lottery holiday instant tickets having an individual or combined price of less than \$20 shall be disqualified. Envelopes containing non-qualifying Pennsylvania Lottery instant tickets shall be disqualified.

(c) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Lottery Grand-A-Day Holiday Giveaway entries received in a United States Post Office "damaged-in-mail-process" envelope.

(d) Winning Pennsylvania Lottery instant tickets submitted to the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 address will not be paid or honored. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries containing winning Pennsylvania Lottery instant game tickets will be disqualified.

(e) The back of each non-winning qualifying Pennsylvania Lottery holiday instant ticket entered in the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 must be completed by the same player in a legible manner, including the player's name, address, city, state, zip code, telephone number and signature. Only one claimant per entry allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

11. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings procedures:

(a) The Lottery will conduct five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. December 10, 2010, will be eligible to participate in one of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. November 12, 2010, will be eligible to participate in the first Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 15, 2010.

(2) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 12, 2010, through and including 4:00 p.m. November 19, 2010, will be eligible to participate in the second Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(3) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 19, 2010, through and including 4:00 p.m. November 26, 2010, will be eligible to participate in the third Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(4) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 26, 2010, through and including 4:00

p.m. December 3, 2010, will be eligible to participate in the fourth Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 6, 2010.

(5) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. December 3, 2010, through and including 4:00 p.m. December 10, 2010, will be eligible to participate in the final Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 13, 2010.

(b) The odds of an entry being selected in a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing depend upon the number of entries received for that drawing.

(c) To be eligible to participate in a particular Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing, a player must have complied with the requirements of section 10.

(d) The Lottery assumes no responsibility for a lost or misplaced entry not entered into one of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(e) A Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is eligible for only one Grand-A-Day Holiday Giveaway 2010 drawing. An entry that is not eligible in one group, may, at the discretion of the Secretary, remain eligible for a subsequent Grand-A-Day Holiday Giveaway 2010 drawing.

(f) If a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is rejected during or following the Pennsylvania Grand-A-Day Holiday Giveaway 2010 drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(g) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing will be disqualified and a replacement entry will be selected.

(h) Manner of conducting each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(1) All entries received at Lottery Headquarters that are eligible to participate in a particular drawing, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to a prize as described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(i) The payment of a prize awarded in any of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

12. *Description of Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Drawings Prizes:*

(a) There will be seventy cash prizes of \$1,000 awarded in each of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(b) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 prize payments will be made as a one-time, lump-sum cash payment in the amount of the prize won, less required federal withholding if applicable.

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

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$now Globe Ca\$h, prize money from winning Pennsylvania \$now Globe Ca\$h 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 \$now Globe Ca\$h 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.

15. *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.

16. *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 \$now Globe Ca\$h or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2071. Filed for public inspection October 29, 2010, 9:00 a.m.]

Pennsylvania Winner Green 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 Winner Green.

2. *Price:* The price of a Pennsylvania Winner Green instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania Winner Green instant lottery game ticket will contain one play area

featuring a “WINNING SYMBOLS” area, a “YOUR SYMBOLS” area and a separate “FAST \$100 BONUS” area containing one play symbol. The play symbols and their captions, printed in black ink and located in the “WINNING SYMBOLS” area are: Angel (ANGEL) symbol, Bell (BELL) symbol, Candle (CANDLE) symbol, Candy Cane (CANE) symbol, Cup (CUP) symbol, Drum (DRUM) symbol, Earmuff (EARMF) symbol, Gingerbread Man (GB-MAN) symbol, Gift (GIFT) symbol, Gold Bar (GOLD) symbol, Hat (HAT) symbol, Holly (HOLLY) symbol, Horn (HORN) symbol, Jingle Bell (JBELL), String of Lights (LIGHT) symbol, Mitten (MITTEN) symbol, Dollar Sign (MONEY) symbol, Nutcracker (NCRKR), Reindeer (RNDEER) symbol, Scarf (SCARF) symbol, Sleigh (SLEIGH) symbol, Snowflake (SNOWFLK) symbol, Snowman (SNOWMAN) symbol, Star (STAR) symbol, Stocking (STOCKING) symbol, Toy Sack (TOYS) symbol and a Wreath (WREATH) symbol. The play symbols and their captions, printed in green ink and located in the “WINNING SYMBOLS” area are: Angel (ANGEL) symbol, Bell (BELL) symbol, Candle (CANDLE) symbol, Candy Cane (CANE) symbol, Cup (CUP) symbol, Drum (DRUM) symbol, Earmuff (EARMF) symbol, Gingerbread Man (GB-MAN) symbol, Gift (GIFT) symbol, Gold Bar (GOLD) symbol, Hat (HAT) symbol, Holly (HOLLY) symbol, Horn (HORN) symbol, Jingle Bell (JBELL), String of Lights (LIGHT) symbol, Mitten (MITTEN) symbol, Dollar Sign (MONEY) symbol, Nutcracker (NCRKR), Reindeer (RNDEER) symbol, Scarf (SCARF) symbol, Sleigh (SLEIGH) symbol, Snowflake (SNOWFLK) symbol, Snowman (SNOWMAN) symbol, Star (STAR) symbol, Stocking (STOCKING) symbol, Toy Sack (TOYS) symbol and a Wreath (WREATH) symbol. The play symbols and their captions, printed in black ink and located in the “YOUR SYMBOLS” area are: Angel (ANGEL) symbol, Bell (BELL) symbol, Candle (CANDLE) symbol, Candy Cane (CANE) symbol, Cup (CUP) symbol, Drum (DRUM) symbol, Earmuff (EARMF) symbol, Gingerbread Man (GB-MAN) symbol, Gift (GIFT) symbol, Gold Bar (GOLD) symbol, Hat (HAT) symbol, Holly (HOLLY) symbol, Horn (HORN) symbol, Jingle Bell (JBELL), String of Lights (LIGHT) symbol, Mitten (MITTEN) symbol, Dollar Sign (MONEY) symbol, Nutcracker (NCRKR), Reindeer (RNDEER) symbol, Scarf (SCARF) symbol, Sleigh (SLEIGH) symbol, Snowflake (SNOWFLK) symbol, Snowman (SNOWMAN) symbol, Star (STAR) symbol, Stocking (STOCKING) symbol, Toy Sack (TOYS) symbol and a Wreath (WREATH) symbol. The play symbols and their captions, printed in green ink and located in the “YOUR SYMBOLS” area are: Angel (ANGEL) symbol, Bell (BELL) symbol, Candle (CANDLE) symbol, Candy Cane (CANE) symbol, Cup (CUP) symbol, Drum (DRUM) symbol, Earmuff (EARMF) symbol, Gingerbread Man (GB-MAN) symbol, Gift (GIFT) symbol, Gold Bar (GOLD) symbol, Hat (HAT) symbol, Holly (HOLLY) symbol, Horn (HORN) symbol, Jingle Bell (JBELL), String of Lights (LIGHT) symbol, Mitten (MITTEN) symbol, Dollar Sign (MONEY) symbol, Nutcracker (NCRKR), Reindeer (RNDEER) symbol, Scarf (SCARF) symbol, Sleigh (SLEIGH) symbol, Snowflake (SNOWFLK) symbol, Snowman (SNOWMAN) symbol, Star (STAR) symbol, Stocking (STOCKING) symbol, Toy Sack (TOYS) symbol, Wreath (WREATH) symbol and a Green Tree (GRTREE) symbol. The play symbols and their captions located in the “FAST \$100 BONUS” area are: NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol and a Santa (WIN\$100) symbol. The “FAST \$100 BONUS” area is played separately from the rest of the game.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR SYMBOLS” area are: \$5⁰⁰ (FIV

DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$50,000 (FTY THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000, \$50,000 and \$250,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Winner Green instant lottery game.

7. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct five Grand-A-Day Holiday Giveaway 2010 second-chance drawings for which non-winning Pennsylvania Winner Green instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$250,000 (TWHNFYTH) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(b) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(c) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in green ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in green ink, and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets with a Green Tree (GRTREE) play symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the "prize" areas, and a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in green ink, matches any of the "WIN-

NING SYMBOLS" play symbols, with the symbol and caption printed in green ink, and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets with a Green Tree (GRTREE) play symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "prize" areas, and a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$400 (FOR HUN) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(j) Holders of tickets with a Green Tree (GRTREE) play symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "prize" areas, and a prize symbol of \$40⁰⁰ (FORTY) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(k) Holders of tickets with a Green Tree (GRTREE) play symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "prize" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "prize" areas and a prize symbol of \$100 (ONE HUN) appears in one of the prize areas, on a single ticket, shall be entitled to a prize of \$400.

(l) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets with a Santa (WIN\$100) symbol in the "FAST \$100 BONUS" area, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in green ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in green ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets with a Green Tree (GRTREE) play symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "prize" areas, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR SYMBOLS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the "YOUR SYMBOLS" play symbols, with the symbol and caption printed in green ink, matches any of the "WINNING SYMBOLS" play symbols, with the symbol and

caption printed in green ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching “YOUR SYMBOLS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(r) Holders of tickets upon which any one of the “YOUR SYMBOLS” play symbols, with the symbol and caption printed in black ink, matches any of the “WINNING SYMBOLS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$40⁰⁰ (FORTY) appears under the matching “YOUR SYMBOLS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(s) Holders of tickets upon which any one of the “YOUR SYMBOLS” play symbols, with the symbol and caption printed in black ink, matches any of the “WINNING SYMBOLS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching “YOUR SYMBOLS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(t) Holders of tickets upon which any one of the “YOUR SYMBOLS” play symbols, with the symbol and caption printed in black ink, matches any of the “WINNING SYMBOLS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching “YOUR SYMBOLS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets upon which any one of the “YOUR SYMBOLS” play symbols, with the symbol and caption printed in black ink, matches any of the “WINNING SYMBOLS” play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching “YOUR SYMBOLS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

When Any Of Your Symbols Match Any Winning Symbol, Win Prize Shown Under The Matching Symbol, Win With Prize(s) Of:

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$5 × 2	12	400,000
\$10	12	400,000
\$5 × 4	60	80,000
\$10 × 2	30	160,000
\$20	30	160,000
\$5 × 8	200	24,000
\$10 × 4	300	16,000
\$20 × 2	300	16,000
\$40	200	24,000
\$5 × 10	600	8,000
\$10 w/GREEN	200	24,000
\$10 × 5	600	8,000
\$50	600	8,000
GREEN TREE w/(\$5 × 10) + (\$10 × 5)	600	8,000
\$20 w/GREEN	600	8,000
\$50 × 2	600	8,000
\$100 w/SANTA	120	40,000
\$100	600	8,000
GREEN TREE w/(\$10 × 10) + (\$50 × 4) + \$100	6,000	800
GREEN TREE w/(\$20 × 10) + (\$40 × 5)	6,000	800
\$50 × 8	12,000	400
\$100 × 4	12,000	400
(\$100 w/SANTA) + (\$100 × 3)	8,000	600
\$400	8,000	600
GREEN TREE w/(\$20 × 5) + (\$40 × 10)	20,000	240
(\$40 × 10) + (\$50 × 2)	24,000	200
\$100 w/GREEN	24,000	200
\$100 × 5	24,000	200
(\$100 w/SANTA) + (\$40 × 10)	20,000	240
\$500	20,000	240
GREEN TREE w/(\$50 × 10) + (\$100 × 5)	20,000	240
(\$40 × 5) + (\$400 × 2)	20,000	240
(\$100 w/SANTA) + (\$100 × 9)	20,000	240
\$500 × 2	30,000	160
\$1,000	20,000	240
(\$1,000 w/GREEN) × 10	480,000	10

When Any Of Your Symbols
Match Any Winning Symbol,
Win Prize Shown Under The
Matching Symbol, Win With
Prize(s) Of:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets
\$50,000	\$50,000	480,000	10
\$250,000	\$250,000	480,000	10

FAST \$100 BONUS = Get a "SANTA" symbol, win \$100 instantly.

Green Symbol Match = Win 5 times the prize shown under the matching symbol.

"GREEN TREE" (GRTREE) Symbol = Win all 15 prizes shown.

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

10. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Requirements:*

(a) To be eligible for the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, players must mail non-winning qualifying Pennsylvania Lottery 2010 holiday instant tickets having an individual or combined purchase price of at least \$20 in an envelope no larger than 4 1/8 inches by 9 1/2 inches addressed to Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010, P. O. Box 4539, Middletown, PA 17057-4539. The player shall affix proper postage to the entry. The qualifying Pennsylvania Lottery holiday instant tickets and their respective purchase prices are: PA-0847 Merry Millionaire (\$20); PA-0848 Winner Green (\$10); PA-0849 Snow Globe Ca\$h (\$5); PA-0850 Frosty Match & Win™ (\$3); PA-0851 Jingle Bell Doubler (\$2); and PA-0852 Happy Holidays! (\$1).

(b) Envelopes containing qualifying Pennsylvania Lottery holiday instant tickets having an individual or combined price of less than \$20 shall be disqualified. Envelopes containing non-qualifying Pennsylvania Lottery instant tickets shall be disqualified.

(c) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received in an envelope larger than 4 1/8 inches by 9 1/2 inches shall be disqualified. The only exception is for non-winning Pennsylvania Lottery Grand-A-Day Holiday Giveaway entries received in a United States Post Office "damaged-in-mail-process" envelope.

(d) Winning Pennsylvania Lottery instant tickets submitted to the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 address will not be paid or honored. Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries containing winning Pennsylvania Lottery instant game tickets will be disqualified.

(e) The back of each non-winning qualifying Pennsylvania Lottery holiday instant ticket entered in the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 must be completed by the same player in a legible manner, including the player's name, address, city, state, zip code, telephone number and signature. Only one claimant per entry allowed. Claimant must be 18 years of age or older. Incomplete tickets shall be disqualified.

11. *Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings procedures:*

(a) The Lottery will conduct five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. December 10, 2010, will be eligible to participate in one of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters on or before 4:00 p.m. November 12, 2010, will be eligible to participate in the first Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 15, 2010.

(2) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 12, 2010, through and including 4:00 p.m. November 19, 2010, will be eligible to participate in the second Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(3) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 19, 2010, through and including 4:00 p.m. November 26, 2010, will be eligible to participate in the third Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of November 29, 2010.

(4) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. November 26, 2010, through and including 4:00 p.m. December 3, 2010, will be eligible to participate in the fourth Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 6, 2010.

(5) Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entries received at Lottery Headquarters after 4:00 p.m. December 3, 2010, through and including 4:00 p.m. December 10, 2010, will be eligible to participate in the final Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing which will be held at Lottery Headquarters the week of December 13, 2010.

(b) The odds of an entry being selected in a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing depend upon the number of entries received for that drawing.

(c) To be eligible to participate in a particular Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing, a player must have complied with the requirements of section 10.

(d) The Lottery assumes no responsibility for a lost or misplaced entry not entered into one of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(e) A Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is eligible for only one Grand-A-Day Holiday Giveaway 2010 drawing. An entry that is not eligible in one group, may, at the discretion of the Secretary, remain eligible for a subsequent Grand-A-Day Holiday Giveaway 2010 drawing.

(f) If a Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 entry is rejected during or following the

Pennsylvania Grand-A-Day Holiday Giveaway 2010 drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with Lottery procedure.

(g) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawing will be disqualified and a replacement entry will be selected.

(h) Manner of conducting each of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(1) All entries received at Lottery Headquarters that are eligible to participate in a particular drawing, will be placed in numbered containers, each containing approximately 500 envelopes.

(2) A computer-generated randomizer or mechanical device may be used to select the numbered containers from which the winners will be selected. If used, the randomizer will not be programmed to eliminate the possibility of the same container being selected more than once.

(3) One envelope will be randomly drawn from each of the selected numbered containers. As each entry envelope is selected, its contents will be qualified according to the requirements of section 10. If the entry does not meet the requirements of section 10, another entry will be selected from that container; and so on, until a qualified entry has been chosen. Once a qualified entry has been selected, further validation will take place by verifying the status of the tickets contained in the entry envelope drawn by entering the ticket information into the computerized instant ticket database. The first qualified and validated entry from each of the designated containers will entitle its owner to a prize as described in section 12.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(i) The payment of a prize awarded in any of the Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner).

12. Description of Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 Drawings Prizes:

(a) There will be seventy cash prizes of \$1,000 awarded in each of the five Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 drawings.

(b) All Pennsylvania Lottery Grand-A-Day Holiday Giveaway 2010 prize payments will be made as a one-time, lump-sum cash payment in the amount of the prize won, less required federal withholding if applicable.

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

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Winner Green, prize money from winning Pennsylvania Winner Green 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 Winner Green 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.

15. *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.

16. *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 Winner Green or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2072. Filed for public inspection October 29, 2010, 9:00 a.m.]

DEPARTMENT OF STATE

Corporation Bureau Advisory Committee Meeting

The Corporation Bureau Advisory Committee (Committee), under 15 Pa.C.S. § 155(c) (relating to disposition of funds), has scheduled a meeting for Tuesday, November 9, at 11 a.m. for discussion of the Corporation Bureau's budget. The meeting will be held in Room 303/304 the Executive Office Conference Room of the Department of State, North Office Building, 3rd Floor, Harrisburg, PA 17120. The public is invited to attend. Persons who need accommodation due to a disability who wish to attend the meetings should contact Barbara Kennedy at (717) 783-9210 so that arrangements can be made.

BASIL L. MERENDA,
Secretary

[Pa.B. Doc. No. 10-2073. Filed for public inspection October 29, 2010, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Washington County

Under section 2002(b) of The Administrative Code of 1929 (71 P. S. § 512(b)), the Director of the Bureau of Project Delivery makes the following written finding:

The Department of Transportation is planning to replace the bridge carrying SR 4037 (Noblestown Road) over Robinson Run bordering Mount Pleasant and Robinson Townships, Washington County.

Information describing the project, with the associated environmental analysis, is contained in the Environmental Document, Bridge and Roadway Preservation Programmatic Agreement/Section 2002 Evaluation, that was prepared for this project. The Panhandle Trail is maintained by Washington County and is open for use by the public. The "maintained trail" will not be impacted. However, the project will require the acquisition of .042

acre of right-of-way from the Washington County (Panhandle Trail parcel) property, which qualifies as a Section 2002 resource.

Based upon studies, there is no prudent and feasible alternative to the proposed action. The environmental, economic, social and other effects of the proposed project as enumerated in section 2002 of The Administrative Code of 1929 have been considered. It has been concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize the effects.

BRIAN G. THOMPSON, P. E.,
Director
Bureau of Project Delivery

[Pa.B. Doc. No. 10-2074. Filed for public inspection October 29, 2010, 9:00 a.m.]

FISH AND BOAT COMMISSION

Temporary Changes to Fishing Regulations; Additions to 58 Pa. Code § 65.24 to Impose Catch and Release Regulations on Portions of Susquehanna and Juniata Rivers

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 65.25 (relating to temporary changes to fishing regulations), has taken immediate action to amend 58 Pa. Code § 65.24 (relating to miscellaneous special regulations) to impose new regulations on smallmouth and largemouth bass in portions of the Susquehanna and Juniata Rivers that are currently regulated under 58 Pa. Code § 65.9 (relating to big bass special regulations). These temporary modifications will apply to the 98-mile section of the Susquehanna River from the inflatable dam near Sunbury downstream to the Holtwood Dam and to the 31.7-mile section of the Juniata River from the SR 0075 Bridge at Port Royal downstream to the mouth.

Specifically, the Executive Director has imposed no harvest, catch and immediate release regulations on smallmouth and largemouth bass that will apply throughout the year. In addition, the Executive Director has restricted bass tournaments in those portions of the rivers during 2011. From April 16 through June 17, 2011, no tournaments will be permitted. Catch-measure-immediate release tournaments only will be allowed during the remainder of the year. The Executive Director will cause these temporary modifications to fishing regulations to be posted in the vicinity of the waters, and the modified regulations will be fully effective and enforceable. The Executive Director has found that this action is necessary and appropriate for the management of fish and to conserve and preserve fishing opportunities.

The temporary modifications will go into effect on January 1, 2011, and will remain in effect until the Commission, by appropriate action, amends 58 Pa. Code § 65.24. At its meeting on October 5, 2010, the Commission approved the publication of a notice of proposed rulemaking containing the proposed amendments to

58 Pa. Code § 65.24 and soliciting public comments for a period of 90 days. The Commission expects to consider final adoption of the proposed amendments at its April 2011 meeting.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 10-2075. Filed for public inspection October 29, 2010, 9:00 a.m.]

Temporary Changes to Fishing Regulations; Hereford Manor Lakes, Beaver County

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 65.25 (relating to temporary changes to fishing regulations), has taken immediate action to modify temporarily fishing regulations at Hereford Manor Lakes, Beaver County, in anticipation of a complete drawdown of both lakes. The Executive Director is lifting all seasons, sizes and creel limits for all species, effective November 1, 2010. The Executive Director has found that this action is necessary and appropriate for the management of fish and to conserve and preserve fishing opportunities.

The Executive Director has caused these temporary modifications to fishing regulations to be posted in the vicinity of the lake, and the modified regulations are fully effective and enforceable. These temporary modifications will be in effect until February 28, 2011.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 10-2076. Filed for public inspection October 29, 2010, 9:00 a.m.]

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined consistent with 58 Pa. Code § 71.7(e)(3) to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following application to stock triploid grass carp in waters having a surface area of greater than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
The Hideout POA	Deerfield Lake	Lake Township Wayne County	23.5 acre lake which discharges into Ariel Creek, then into Roamingwood Lake and eventually the Delaware River	Elodea Canadensis Ceratophyllum demersum

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 10-2077. Filed for public inspection October 29, 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, October 7, 2010, and announced the following:

Action Taken—Regulations Disapproved:

Department of Agriculture #2-160: Milk Sanitation (rescinds 7 Pa. Code Chapter 59 and replaces it with a new Chapter 59a)

State Registration Board for Professional Engineers, Land Surveyors and Geologists #16A-4710: Continuing Education (amends 49 Pa. Code Chapter 37)

Department of State, Bureau of Professional and Occupational Affairs #16-43: Schedule of Civil Penalties—Engineers, Land Surveyors and Geologists (amends 49 Pa. Code Chapter 43b)

State Board of Chiropractic #16A-4318: Continuing Education Violations (amends 49 Pa. Code § 5.77)

Department of State, Bureau of Professional and Occupational Affairs #16-44: Schedule of Civil Penalties—Chiropractors (amends 49 Pa. Code § 43b.22)

Disapproval Order

Public Meeting held
October 7, 2010

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

*Department of Agriculture—
Milk Sanitation;
Regulation No. 2-160 (#2777)*

On July 21, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking rescinds 7 Pa. Code Chapter 59 and replaces it with a new Chapter 59a. The proposed regulation was published in the August 1, 2009 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on September 3, 2010.

This final-form rulemaking reflects developments in the dairy industry, brings Pennsylvania's sanitation stan-

dards into alignment with federal standards and requirements, and consolidates and updates provisions addressing the production of raw milk for human consumption. After review of the rulemaking, we find that Subchapter F of Chapter 59a, pertaining to raw milk for human consumption, is not in the public interest for the following reasons.

First, we believe that Subchapter F will have a negative fiscal impact on raw milk producers. (71 P. S. § 745.5b(b)(1)). In our comments on the proposed rulemaking, we asked the Department to quantify the costs the rulemaking will have on raw milk producers. The Department quantified the costs related to testing requirements for raw milk. However, the regulated community, through written comments and statements made at the October 7, 2010 public meeting of this Commission, believes Subchapter F will impose a much greater cost than what was estimated by the Department. Of particular concern are the provisions related to mechanical capping of bottles and the need for separate rooms to perform certain tasks associated with the production of raw milk.

Second, the Department has failed to explain the need for the provisions contained in § 59a.410, relating to raw milk packaging. In addition, we find that section of the regulation to be unclear. (71 P. S. § 745b(b)(3)(ii) and (iii)). Of particular concern is why separate rooms are needed to perform certain tasks associated with production of raw milk, when separate rooms would be needed and why some customer-owned containers must be mechanically capped and others do not.

We have determined that this regulation is consistent with the statutory authority of the Department (31 P. S. § 660(c) and 31 P. S. § 20.13) and the intention of the General Assembly. However, after considering all of the other criteria of the Regulatory Review Act discussed above, we find promulgation of this regulation is not in the public interest.

By Order of the Commission:

This regulation #2-160 (IRRC #2777) from the Department of Agriculture: Milk Sanitation was disapproved on October 7, 2010.

Disapproval Order

Public Meeting held
October 7, 2010

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

*State Registration Board for Professional
Engineers, Land Surveyors and Geologists—
Continuing Education;
Regulation No. 16A-4710 (#2762)*

On April 22, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Registration Board for Professional Engineers, Land Surveyors and Geologists (Board). This rulemaking amends 49 Pa. Code Chapter 37. 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 September 3, 2010.

This regulation establishes continuing education requirements for licensees of the Board as set forth by Engineer, Land Surveyor and Geologist Registration Law (Law), as amended by Act 25 of 2010. The rulemaking provides licensees of the Board that have not met the continuing education requirements of the law six months to correct that deficiency while continuing to practice. We find that the Board does not have the statutory authority to provide licensees with an additional six months to meet continuing education requirements. As explained below, this regulation does not meet the Regulatory Review Act criteria of statutory authority to promulgate the regulation and protection of the public health safety and welfare. 71 P. S. § 745.5b(a) and (b)(2).

Continuing professional competency requirements are addressed in the Law at 63 P. S. § 151.5. Subsections (a), (b) and (c) of that section, in relevant part, read as follows:

- a) In order to help safeguard life, health and property and to promote the public welfare, the practice of professional engineering, professional land surveying and professional geology in this Commonwealth requires continuing professional competency.
- b) Each licensee shall be required to meet the continuing professional competency requirements of this section as a condition for licensure renewal.
- c) Each licensee shall be required to obtain twenty-four PDH units during the biennial renewal period.

Based on the statutory language above, it is clear that the General Assembly found that professional competency of professional engineers, land surveyors and geologists, is needed to help safeguard life, health and property and to promote the public welfare. It is equally clear that the General Assembly's intended method for ensuring competency is by requiring licensees to obtain twenty-four Professional Development Hours (PDH) units during the biennial period.

Sections 37.111(c) and (d) of the regulation contain provisions that allow licensees to continue to practice if they did not obtain the required PDH units during the biennial period by providing an additional six months to obtain the units. These provisions are not consistent with the intent of § 151.5(a) and the statutory requirements of § 151.5(b) and (c). Therefore, they violate the Regulatory Review Act criteria cited above.

In addition, other sections of the rulemaking violate the Regulatory Review Act criteria of clarity. See 71 P. S. 745.5b(b)(3). First, § 37.18(1) includes a reference to 63 P. S. § 151.5(c) of the Law. Act 25 of 2010 amended the Law and the correct reference is 63 P. S. § 151.5(g).

Second, § 37.111(a) includes the new term "continuing education activity." This term is unclear and should be defined.

Third, § 37.111(g) is a new subsection that requires licensees to maintain "records" verifying completion of continuing education for five years. Act 25 of 2010 amendments to the Law allow PDH units to be earned for activities such as "completion of correspondence, televised, videotaped and other short courses or tutorials relevant to professional practice." See 63 P. S. § 151.5(c)(3). Given the various methods for earning PDH units, we believe the regulated community would benefit if a definition of "records" was added to the rulemaking.

We have determined this regulation is not consistent with the statutory authority of the Board (63 P. S. §§ 151.5 (a), (b) and (c)) and the intention of the General Assembly. Additionally after considering all of the other criteria of the Regulatory Review Act discussed above, we find promulgation of this regulation is not in the public interest.

By Order of the Commission:

This regulation is disapproved.

Disapproval Order

Public Meeting held
October 7, 2010

Commissioners Voting: George D. Bedwick, Acting Chairperson; S. David Fineman, Esq., by Phone; Silvan B. Lutkewitte, III

*Department of State—
Bureau of Professional and Occupational Affairs—
Schedule of Civil Penalties—Engineers,
Land Surveyors and Geologists;
Regulation No. 16-43 (#2764)*

On April 22, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of State (Department). This rulemaking amends 49 Pa. Code Chapter 43b. 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 September 3, 2010.

This final regulation would establish a civil penalty schedule for violations of the continuing education requirements of the State Registration Board for Professional Engineers, Land Surveyors and Geologists (Board). This regulation is the companion piece to Regulation #16A-4710 (IRRC #2762) from the Board entitled: "Continuing Education."

Thomas A. Blackburn, Regulatory Unit Counsel for the Department of State, appeared at the public meeting on October 7, 2010. Attorney Blackburn represented that he was authorized to request, on behalf of the Department, that the Commission disapprove this final-form regulation, given that the companion Regulation #16A-4710 (IRRC #2762) had been disapproved at the same public meeting. Without support from the promulgating Department, 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).

By Order of the Commission:

This regulation is disapproved.

Disapproval Order

Public Meeting held
October 7, 2010

Commissioners Voting: George D. Bedwick, Acting Chairperson; S. David Fineman, Esq., by Phone; Silvan B. Lutkewitte, III

*State Board of Chiropractic—
Continuing Education Violations;
Regulation No. 16A-4318 (#2792)*

On September 11, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Chiropractic (Board). This rulemaking amends 49 Pa. Code § 5.77. The proposed regulation was published in the September 26, 2009 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 3, 2010.

This rulemaking is intended to clarify the consequences of failing to comply with the continuing education provisions in the Chiropractic Practice Act (63 P.S. § 625.507(a)) and the Board's regulation (49 Pa. Code § 5.77). Both require a licensee to complete 24 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 required 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 no statutory authority allowing the Board to renew a license for an applicant who has not completed the statutorily mandated 24 hours of continuing education during the prior two-year license period. Accordingly, 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 November 25, 2009, on the proposed regulation, we stated we would review the Board's responses to the issues raised by the House Professional Licensure Committee in our consideration of whether the final-form regulation is in the public interest. The Board responded with an explanation that it would amend its renewal form to provide for the alternative that the licensee did not complete the continuing education, but will make it up in six months. The Board also amended the regulation to provide an exception to the continuing education requirement (not found in the statute) which permits a license to be renewed subject to making up a continuing education deficiency within six months.

The Board's responses indicate that the intent of the amended regulatory language at 49 Pa. Code §§ 5.77(a) and (d), is to allow a renewal of a license when a licensee failed to attend the required 24 hours of mandatory continuing education during the license period. This intent is also expressed in the Board's response to Question 8 of the Regulatory Analysis Form.

Continuing education relating to license renewal is addressed in the Chiropractic Practice Act (Act), which states at 63 P.S. § 625.507(a):

Requirement for license renewal.—As a condition for the biennial renewal of a license to practice chiropractic, a licensee shall submit to the Board

evidence that he has completed at least 24 hours of continuing chiropractic education within the immediately preceding two-year period . . . (Emphasis added.)

The only exception to the continuing education mandate in the statute is "in emergency or hardship cases." See 63 P.S. § 625.507(h). When a licensee does not meet this condition, the applicant, "as a condition for the biennial renewal of a license to practice chiropractic," is required to have attended "at least 24 hours of continuing chiropractic education in the immediately preceding two-year period . . ." 63 P.S. § 625.507(a).

The Commission concludes that this regulation is not consistent with the statutory authority of the Board (63 P.S. § 625.507(a)) 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:

This regulation is disapproved.

Disapproval Order

Public Meeting held
October 7, 2010

Commissioners Voting: George D. Bedwick, Acting Chairperson; S. David Fineman, Esq., by Phone; Silvan B. Lutkewitte, III

*Department of State—
Bureau of Professional and Occupational Affairs—
Schedule of Civil Penalties—Chiropractors;
Regulation No. 16-44 (#2791)*

On September 11, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of State (Department). This rulemaking amends 49 Pa. Code § 43b.22. The proposed regulation was published in the September 26, 2009 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 3, 2010.

This final regulation would establish a civil penalty schedule for violations of the continuing education requirements of the State Board of Chiropractic (Board). This regulation is the companion piece to Regulation #16A-4318 (IRRC #2792) from the Board entitled: "Continuing Education Violations."

Thomas A. Blackburn, Regulatory Unit Counsel for the Department, appeared at the public meeting on October 7, 2010. Attorney Blackburn represented that he was authorized to request, on behalf of the Department, that the Commission disapprove this final-form regulation, given that the companion Regulation #16A-4318 (IRRC #2792) had been disapproved at the same public meeting. Without support from the promulgating Department, 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).

By Order of the Commission:

This regulation is disapproved.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 10-2078. Filed for public inspection October 29, 2010, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained on the web site, www.irrc.state.pa.us.

Final-Form

Reg. No.	Agency/Title	Received	Public Meeting
16A-721	State Board of Massage Therapy Massage Therapy	10/18/10	11/18/10

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 10-2079. Filed for public inspection October 29, 2010, 9:00 a.m.]

INSURANCE DEPARTMENT

Capital Blue Cross and Capital Advantage Insurance Company; Individual Direct Pay Basic Hospitalization/Medical-Surgical/Major Medical Preferred Provider—Traditional Indemnity Benefit Program; Rate Filing

By filing 10-NNN Capital Blue Cross and by filing 10-5A Capital Advantage Insurance Company request approval of rates for their Hospital/Medical-Surgical/Major Medical Preferred Provider Program. The overall requested rate increase is 9.9% (an increase of 26.0% for the hospital component and a rate decrease of 9.9% for the medical-surgical/supplemental major medical portion). The proposed rate increase would affect approximately 405 contracts and would produce additional income of about \$554,500 annually. The requested effective date of the change is January 1, 2011.

Unless formal administrative action is taken prior to December 28, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. To access the filing, under "How to Find..." click on "View Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2080. Filed for public inspection October 29, 2010, 9:00 a.m.]

Certification as an Independent Review Organization; Long-Term Care Benefit Trigger Determinations; Notice No. 2010-12

The act of July 9, 2010 (P.L. 362, No. 51) (Act 51) added to the Commonwealth's long-term care insurance laws a provision granting a right to appeal an insurer's determination that a benefit trigger is not met (fee section 1111a of the Insurance Company Act of 1921 (act)) (40 P.S. § 991.1111a). Act 51 also added definitions of "benefit trigger" and "independent review organization" to section 1103 of the act (40 P.S. § 991.1103).

Under act 51, an entity must be certified by the Insurance Department (Department) to perform an independent review of benefit trigger determinations. To be certified, an independent review organization (IRO) must: (1) be certified as an IRO in another state, if the other state requires the IRO to meet substantially similar qualifications as those established by the National Association of Insurance Commissioners; or (2) be certified or approved by the Department. To maintain certification, the IRO shall comply with the requirements of the Act 51 amendments to the long-term care insurance laws and its representations in its application to the Commonwealth or any other state by which it is certified.

The following organization has been approved by the Department to perform independent reviews of long-term care benefit trigger determinations: Clinix Healthcare, 3492 Snouffer Road, Suite 200, Columbus, OH 43235, (800) 854-8206, fax (614) 889-2148, contact: Olga Magyar.

Questions regarding this notice may be directed to Carolyn M. Morris, Director, Bureau of Consumer Services at (717) 783-9862 or camorris@state.pa.us

ROBERT L. PRATTER,
Acting Commissioner

[Pa.B. Doc. No. 10-2081. Filed for public inspection October 29, 2010, 9:00 a.m.]

GEICO General Insurance Company; GEICO Indemnity Insurance Company; Private Passenger Automobile; Rate Revisions; Rate Filing

On October 8, 2010, the Insurance Department (Department) received from GEICO General Insurance Com-

pany and GEICO Indemnity Insurance Company a filing for rate level changes for private passenger automobile insurance.

GEICO General Insurance Company requests an overall 2.1% increase amounting to \$4.29 million annually, to be effective November 25, 2010, for new business and January 10, 2011, for renewal business.

GEICO Indemnity Insurance Company requests an overall 2.0% increase amounting to \$1.61 million annually, to be effective November 25, 2010, for new business and January 10, 2011, for renewal business.

Unless formal administrative action is taken prior to December 7, 2010, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at www.insurance.pa.gov. To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Xiaofeng Lu, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, xlu@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2082. Filed for public inspection October 29, 2010, 9:00 a.m.]

Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action; Notice No. 2010-11

The Insurance Department (Department), Medical Care Availability and Reduction of Error Fund, by Peter J. Adams, Deputy Insurance Commissioner, under section 712 of the Medical Care Availability and Reduction of Error (MCARE) Act (act) (40 P.S. § 1303.712), has determined that the annual assessment to be levied for calendar year 2011 shall be 19% applied to the prevailing primary premium for each participating health care provider.

The act defines "prevailing primary premium" as the schedule of occurrence rates approved by the Insurance Commissioner for the Joint Underwriting Association (JUA). For purposes of the 2011 annual assessment, the rates shall be those currently approved for use by the JUA.

Participating health care providers having approved self-insurance plans shall be assessed an amount equal to the assessment imposed on a participating health care provider of like class, size, risk and kind as determined by the Department.

This action is subject to 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

PETER J. ADAMS,
Deputy Insurance Commissioner

[Pa.B. Doc. No. 10-2083. Filed for public inspection October 29, 2010, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Angela Barth; file no. 10-188-93492; Erie Insurance Exchange; Doc. No. P10-10-006; November 18, 2010, 10 a.m.

Appeal of Karen L. Golden; file no. 10-183-93275; State Farm Mutual Insurance Company; Doc. No. P10-10-005; November 17, 2010, 9:30 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2084. Filed for public inspection October 29, 2010, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insured's homeowners policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Barron Wheeler; file no. 10-183-93400; Property & Casualty Insurance Company Hartford; Doc. No. P10-10-007; November 16, 2010, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2085. Filed for public inspection October 29, 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 Commis-

sion, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by November 15, 2010. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2010-2204112. Shelva J. Charles (230 Mt. Hope School Road, Willow Street, Lancaster County, PA 17584)—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in Pennsylvania.

A-2010-2204830. Armar, Inc., t/d/b/a White Rose Ambulance (54 North Harrison Street, York, PA 17403-1224), a corporation of the Commonwealth—persons, in paratransit service, from points in the Counties of York and Adams, to points in Pennsylvania, and return. *Attorney:* Christina M. Mellott, Page, Wolfberg & Wirth, LLC, 5010 East Trindle Road, Suite 202, Mechanicsburg, PA 17050.

A-2010-2204924. (Star Express Transport, LLC, t/a Star Express Shuttle Service) (110 Hunters Ridge Drive, Harrisburg, Dauphin County, PA 17110), a limited liability company of the Commonwealth, for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Cumberland, Dauphin and York to points in Pennsylvania, and return.

Applications of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.*

A-2010-2204270. MSG Enterprises, LLC (1101 West Hamilton Street, Suite 350, Allentown, Lehigh County, PA 18101)—a limited liability corporation of the Commonwealth—in limousine service, between points in Pennsylvania, which is to be a transfer of all rights authorized under the certificate issued at A-00115934 to John Schumacher, t/a At Your Service Transportation, subject to the same limitations and conditions. *Attorney:* Jan P. Paden, P. O. Box 1146, Harrisburg, PA 17108-1146.

A-2010-2205258. (Francis Agbo, t/a Ampa Coach Ambulette of PA) (19 Shale Road, P. O. Box 908, Warwick, Orange County, NY 10990), for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service from points in the Counties of Pike and Wayne, to points in Pennsylvania, and return, which is to be a transfer of all the rights authorized under the Certificate of Public Convenience issued at A-00122644 on March 19, 2007, to Ampa Coach, Inc.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.*

A-2010-2204528. (Vladimir Kolesnichenko, t/a Kalanchak Construction and Moving Services) (1006 South Hill Road, Erie, Erie County, PA 16509), for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in the Counties of Crawford and Erie.

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-2010-2205122. (Robert F. Book) (11 South Hershey Avenue, Leola, Lancaster County, PA 17540), for the discontinuance of service and cancellation of his Certificate of Public Convenience, as a common carrier, by motor vehicle at A-00122577, authorizing the transportation of persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2086. Filed for public inspection October 29, 2010, 9:00 a.m.]

Tentative Order

Public Meeting held
October 14, 2010

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice Chairperson; John F. Coleman, Jr.; Wayne E. Gardner; Robert F. Powelson

*Andiamo Telecom, LLC
(2009 Assessment Report);
Doc. No. A-311377*

Tentative Order

By the Commission:

Andiamo Telecom, LLC (Andiamo) has failed to file its 2009 Assessment Report pursuant to section 510(b) of the Public Utility Code. 66 Pa.C.S. § 510(b). Specifically, 66 Pa.C.S. § 510(b) provides that:

On or before March 31 of each year, every public utility shall file with the commission a statement under oath showing its gross intrastate operating revenues for the preceding calendar year.

Adiamo is a telecommunications interexchange reseller certificated at A-311377. Commission staff's several attempts to reach Adiamo by mail and phone to file the missing report have been unsuccessful. However, staff was able to reach the company's former attorney, and he advised that Adiamo is out of business, effective March 31, 2010.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Based on the above facts, we tentatively conclude that it is appropriate to revoke Adiamo's certificate of public convenience without the necessity of a formal complaint as being in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Adiamo seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. Revocation of Andiamo Telecom, LLC's certificate of public convenience is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Office of Trial Staff, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. The absence the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further action by the Commission.

4. Upon this order becoming final, and without further action by the Commission, the certificate of public convenience held by Andiamo Telecom, LLC at A-311377 shall be canceled, and Andiamo Telecom, LLC's name stricken from all active utility lists maintained by the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2087. Filed for public inspection October 29, 2010, 9:00 a.m.]

Tentative Order

Public Meeting held
October 14, 2010

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice Chairperson; John F. Coleman, Jr.; Wayne E. Gardner; Robert F. Powelson

*GTC Telecom Inc.
(2009 Assessment Report);
Doc. No. A-310810*

Tentative Order

By the Commission:

GTC Telecom Inc. (GTC) has failed to file its 2009 Assessment Report pursuant to section 510(b) of the Public Utility Code. 66 Pa.C.S. § 510(b). Specifically, 66 Pa.C.S. § 510(b) provides that:

On or before March 31 of each year, every public utility shall file with the commission a statement under oath showing its gross intrastate operating revenues for the preceding calendar year.

GTC is a telecommunications interexchange reseller certificated at A-310810. Commission staff's several attempts to reach GTC by mail and phone to file the missing report have been unsuccessful. Telephone calls to the last known business address of GTC confirmed that the number is disconnected and no information is available for any new phone numbers.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Based on the above facts, we tentatively conclude that it is appropriate to revoke GTC's certificate of public convenience without the necessity of a formal complaint as being in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if GTC seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. Revocation of GTC Telecom Inc.'s certificate of public convenience is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Office of Trial Staff, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. The absence the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further action by the Commission.

4. Upon this order becoming final, and without further action by the Commission, the certificate of public convenience held by GTC Telecom Inc. at A-310810 shall be canceled, and GTC Telecom Inc.'s name stricken from all active utility lists maintained by the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2088. Filed for public inspection October 29, 2010, 9:00 a.m.]

Tentative Order

Public Meeting held
October 14, 2010

Commissioners Present: James H. Cawley, Chairperson;
Tyrone J. Christy, Vice Chairperson; John F. Coleman,
Jr.; Wayne E. Gardner; Robert F. Powelson

*Harriscom, Inc., d/b/a Capital City
Economic Development
(2009 TRS Access Line Report);
Doc. No. A-311276, A-311276F0002*

Tentative Order

By the Commission:

Harriscom, Inc., d/b/a Capital City Economic Development (Capital City) has failed to file its 2009 Telecommunications Relay Service Annual Access Line Summary Report pursuant to section 504 of the Public Utility Code. 66 Pa.C.S. § 504.

Capital City is a telecommunications interexchange reseller and a competitive local exchange carrier certificated at A-311276 and A-311276F0002, respectively. Commission staff's several attempts to reach Capital City by mail and phone to file the missing report have been unsuccessful. However, staff was able to reach the company's former attorney, and he advised that Capital City is out of business and that their certificates can be revoked. Also, Capital City currently has no NXX codes.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Based on the above facts, we tentatively conclude that it is appropriate to revoke Capital City's certificate of public convenience without the necessity of a formal complaint as being in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of

penalties under section 3301, in lieu of cancellation, if Capital City seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. Revocation of Harriscom, Inc., d/b/a Capital City Economic Development's certificate of public convenience is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Office of Trial Staff, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. The absence the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further action by the Commission.

4. Upon this order becoming final, and without further action by the Commission, the certificates of public convenience held by Harriscom, Inc., d/b/a Capital City Economic Development at A-311276 and A-311276F0002 shall be canceled, and Harriscom, Inc., d/b/a Capital City Economic Development's name stricken from all active utility lists maintained by the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2089. Filed for public inspection October 29, 2010, 9:00 a.m.]

Tentative Order

Public Meeting held
October 14, 2010

Commissioners Present: James H. Cawley, Chairperson;
Tyrone J. Christy, Vice Chairperson; John F. Coleman,
Jr.; Wayne E. Gardner; Robert F. Powelson

*Optimum Global Communications
(2009 Assessment Report);
Doc. No. A-311060F0002*

Tentative Order

By the Commission:

Optimum Global Communications (Optimum) has failed to file its 2009 Assessment Report pursuant to section 510(b) of the Public Utility Code. 66 Pa.C.S. § 510(b). Specifically, 66 Pa.C.S. § 510(b) provides that:

On or before March 31 of each year, every public utility shall file with the commission a statement under oath showing its gross intrastate operating revenues for the preceding calendar year.

Optimum is a telecommunications interexchange reseller certificated at A-311060F0002. Commission staff's several attempts to reach GTC by e-mail and phone to file the missing report have been unsuccessful. Telephone calls to the last known business address of GTC confirmed that the number is disconnected and the e-mail address we have on file is no longer valid as well.

Additionally, in July 2005 by order entered at C-20044031, Optimum's certificate as a competitive local exchange carrier at A-311060 was revoked for failure to file its 2003 Annual Report. Subsequently, on June 4,

2007, Optimum filed an application to abandon or discontinue "all telecommunications services in Pennsylvania" at Docket No. A-311060F2000. However, by Secretarial Letter dated November 27, 2007, the application was returned to Optimum as well as its \$350 filing fee, because it was "determined that the Applicant's Certificate of Public Convenience was cancelled back in 2005 as a result of a Default Order for failure to file its Annual Report."

Upon further review, it appears that a mistake was made in returning the abandonment application back to Optimum as the company still was certificated as an interexchange carrier and that it was seeking to abandon this certification.

Based on the above facts, we tentatively conclude that it is appropriate to revoke Optimum's certificate of public convenience without the necessity of a formal complaint as being in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Optimum seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. Revocation of Optimum Global Communication's certificate of public convenience is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Office of Trial Staff, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. The absence the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, this Tentative Order shall become final without further action by the Commission.

4. Upon this order becoming final, and without further action by the Commission, the certificate of public convenience held by Optimum Global Communication at A-311060F0002 shall be canceled, and Optimum Global Communication's name stricken from all active utility

lists maintained by the Commission's Bureau of Fixed Utility Services and the Assessment Section of the Bureau of Administrative Services.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2090. Filed for public inspection October 29, 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. 10-131.9 Maintenance Dredging Various PRPA Facilities, until 2 p.m. on Thursday, November 18, 2010. The bid documents can be obtained from PRPA's web site www.philaport.com and will be available Tuesday, November 2, 2010. PRPA is an equal opportunity employer. Contractor must comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 10-2091. Filed for public inspection October 29, 2010, 9:00 a.m.]

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 10-126.1, Waterside Pier Replacement and Repairs, Tioga Marine Terminal II (TMT-II), until 2 p.m. on Monday, November 29, 2010. All information concerning this project can be obtained from their web site www.philaport.com under Procurement, or call the Procurement Department at (215) 426-2600.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 10-2092. Filed for public inspection October 29, 2010, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations, and Concentrated Animal Feeding Operations and Volunteers Complying with Pennsylvania's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to 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, so individuals interested in challenging this action should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Kulp Family Dairy, LLC 1691 Millerstown Road Martinsburg, PA	North Woodbury Township Blair County	0	Cattle	New	Approved
Walmoore Holsteins, Inc. 2196 Gap-Newport Pike West Grove, PA 19390	Londonderry Township Chester County	260.0	Cattle	New	Approved
David Fisher 829-A Strasburg Road Paradise, PA 17562	Paradise Township Lancaster County	0	Cattle	New	Approved
Dale Weiler and Edna Mays Estate 333 Union Road Lebanon, PA 17046	Bethel Township Lebanon County	276.29	Broilers	New	Approved
Robert L. Brubaker 1187 Fairview Road Manheim, PA 17545	Ralpho Township Lancaster County	0	Broilers	Amended	Approved

JOHN HANGER,
Chairperson

[Pa.B. Doc. No. 10-2093. Filed for public inspection October 29, 2010, 9:00 a.m.]

