

NOTICES

DELAWARE RIVER BASIN COMMISSION

Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, December 8, 2010. The hearing will be part of the Commission's regular business meeting. The conference session and business meeting both are open to the public and will be held at the West Trenton Volunteer Fire Company, 40 West Upper Ferry Road, West Trenton, NJ.

The conference among the commissioners and staff will begin at 10:30 a.m. and will consist of: a report by a representative of the National Weather Service (NWS) on inundation mapping available on the web pages of the NWS Advanced Hydrologic Prediction Service; and a report by staff on historical and ongoing efforts to restore dissolved oxygen in the Delaware Estuary.

The subjects of the public hearing to be held during the 1:30 p.m. business meeting include the dockets listed as follows:

1. *Pennsylvania Utility Company, D-1975-093 CP-4*. An application for renewal of the Tamiment Wastewater Treatment Plant (WWTP). The existing 0.25 million gallons per day (mgd) WWTP will continue to spray irrigate treated effluent at the Tamiment Golf Course. Treated effluent that is not spray irrigated discharges to an unnamed tributary to Little Bush Kill, a tributary of the Delaware River. The facility is located in Lehman Township, Pike County, PA and is located within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters. The project discharge is located at River Mile 226.9-0.8-1.5-1.85. The project outfall is located in the Bush Kill Watershed.

2. *Pilgrim's Pride—Franconia, D-1989-065-3*. An application to renew the discharge of up to 0.3 mgd of treated effluent from Outfall No. 001 at the Franconia Industrial Wastewater Treatment Plant (IWTP). The IWTP will continue to discharge to an unnamed tributary of Indian Creek at River Mile 92.47—32.3—11.3—5.5—3.4—0.8 (Delaware River—Schuylkill River—Perkiomen Creek—East Branch Perkiomen Creek—Indian Creek—UNT), in Franconia Township, Montgomery County, PA.

3. *Amity Township, D-1990-078 CP-3*. An application to renew the approval of the existing 4.0 mgd Amity WWTP. Effluent limits required by Department of Environmental Protection and the Commission are based upon an average monthly discharge flow of up to 2.2 mgd. Treated effluent will continue to discharge to the Schuylkill River by means of existing Outfall No. 001 at River Mile 92.47—58.35 (Delaware River—Schuylkill River), in Amity Township, Berks County, PA.

4. *Shoemakersville Borough Authority, D-1993-074 CP-3*. An application to renew the discharge of up to 0.75 mgd of treated effluent from existing Outfall No. 001 at the Shoemakersville WWTP. The WWTP discharges to the

Schuylkill River at River Mile 92.47—92.3 (Delaware River—Schuylkill River), in the Borough of Shoemakersville, Berks County, PA.

5. *Exelon Generation Company, LLC—Fairless Hills Generating Station, D-1996-063 CP-2*. An application to renew approval of the Fairless Hills Generating Station (FHGS), which includes a subsidiary water allocation of 4,795.7 million gallons per month (mgm), provided by U. S. Steel Real Estate (U. S. Steel) to the Exelon FHGS. The water is used for cooling purposes associated with power generation. The FHGS is located within the U. S. Steel complex in Falls Township, Bucks County, PA.

6. *Dominion Energy Company—Fairless Hills Generation Energy Generating Facility, D-2001-028 CP-2*. An application to renew approval of the Fairless Hills Generation Energy Generating Facility (FHG-EGF) and the subsidiary water allocation of 356.5 mgm provided by U. S. Steel Real Estate (U. S. Steel) to the Dominion FHG-EGF. The water is used for cooling purposes associated with power generation. The FHG-EGF is located within the U. S. Steel complex in Falls Township, Bucks County, PA.

7. *Penns Grove Sewerage Authority, D-2005-029 CP-2*. An application for approval to continue discharging 0.75 mgd of treated effluent from the Penns Grove WWTP. The Penns Grove WWTP will continue to discharge to Water Quality Zone 5 at River Mile 72.0 (Delaware River). The Penns Grove WWTP is located in Penns Grove Borough, Salem County, NJ.

8. *Exide Technologies, D-1976-097-2*. Exide Technologies (Exide) applied to the Commission on February 27, 2007, for renewed approval of the discharge of up to 0.325 mgd of treated wastewater from the existing 0.7 mgd IWTP by means of Outfall No. 101, and the continuance of its current limits for Total Dissolved Solids (TDS). Exide proposes to reduce its average discharge from Outfall No. 101 from 0.325 mgd to 0.25 mgd, while maintaining its current approved monthly and daily average TDS effluent concentration limits of 6,000 mg/l and 7,500 mg/l. Additionally, Exide has requested approval to construct a 1.1 mgd stormwater treatment plant (SWTP). The SWTP is designed to remove lead and other heavy metals from contaminated stormwater runoff. The SWTP will discharge an average monthly flow of 0.4 mgd of treated stormwater by means of Outfall No. 201. The existing IWTP and proposed SWTP will discharge to a stormwater conveyance system that discharges to the Schuylkill River at River Mile 92.47—78.29 (Delaware River—Schuylkill River), in Muhlenberg Township, Berks County, PA.

9. *Valley Forge Sewer Authority, D-1995-006 CP-3*. An application for approval of the expansion of the Valley Forge Sewer Authority WWTP. The hydraulic design capacity of the existing WWTP is proposed to be expanded from 9.2 mgd to 11.75 mgd. The expansion includes the addition of a second aeration tank and a fourth final clarifier and upgrading the headworks, primary clarifier system, secondary treatment system, sludge handling, and operations facilities of the existing WWTP. The WWTP will continue to discharge to the Schuylkill River. The facility is located in Schuylkill Township, Chester County, PA.

10. *Portland Borough Authority, D-1997-029 CP-2*. Application for approval of a ground water withdrawal (GWD) project to supply up to 4.32 mgm of water to the applicant's public water supply system from new Well No. 4 and to increase the existing withdrawal from all wells from 5.7 million gallons per 30 days (mg/30 days) to 12.4 mgm. The increased allocation is requested in order to meet projected increases in service area demand and to replace lost yield from Well No. 3. The project well is completed in the Martinsburg Formation and is located in the Slateford Creek Watershed in Upper Mount Bethel Township, Northampton County, PA. The site is located within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters.

11. *United States Steel, LLC, D-2009-006-1*. An application for approval of an existing surface water withdrawal project (SWWD) to continue to supply up to 15,772.43 mgm of water to the applicant's U. S. Steel Real Estate Complex. The complex houses four existing users and one new user, which are supplied from two existing intakes. The project SWWD is located in Water Quality Zone 2 of the Delaware River at River Mile 127.0, in Falls Township, Bucks County, PA.

12. *Deb-El Foods, D-2009-036-1*. An application for approval to construct a 0.05 mgd IWTP that will discharge to the Neversink River at River Mile 253.64—28.7 (Delaware River—Neversink River) in the drainage area of the section of the Nontidal Delaware River known as the Middle Delaware, which is designated as Special Protection Waters. The IWTP is located in the Town of Thompson, Sullivan County, NY.

13. *Frenchtown Borough, D-2010-021 CP-1*. An application for approval of the upgrade and expansion of the existing Frenchtown Borough WWTP. The proposed upgrade to the WWTP consists of replacing the existing trickling filter treatment system with a new oxidation ditch treatment system. The hydraulic design capacity of the upgraded WWTP is also being expanded from 0.15 mgd to 0.26 mgd; however, the WWTP does not have planning approval to expand beyond 0.15 mgd, and therefore the WWTP will remain at a permitted flow of 0.15 mgd. The project WWTP was not previously approved by the Commission. The WWTP will continue to discharge to the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters, at River Mile 164.5 in Delaware River Water Quality Zone 1E. The facility is located in Frenchtown Borough, Hunterdon County, NJ.

14. *Exelon Generation Company, LLC—Fairless Hills, D-2010-036 CP-1*. An application for the approval of an existing discharge of up to 37.4 mgd of Power Plant Condenser Cooling Water (PPCCW), noncontact cooling water (NCCW) and stormwater from the Fairless Hills Generating Station (FHGS) by means of Outfall No. 001. Outfall No. 001 discharges to Water Quality Zone 2 of the Delaware River at River Mile 126.85. The FHGS is located within the U. S. Steel complex in Falls Township, Bucks County, PA.

In addition to the standard business meeting items, consisting of adoption of the Minutes of the Commission's

September 15, 2010, business meeting, announcements of upcoming meetings and events, a report on hydrologic conditions, reports by the Executive Director and the Commission's General Counsel, and public dialogue, the business meeting also will include public hearings: (a) on a resolution extending Docket No. D-69-210 CP Final (Revision 12) for the Exelon Limerick Generating Station Water Supply Modification Demonstration Project and Wadesville Mine Pool Withdrawal and Streamflow Augmentation Demonstration Project; (b) on a resolution authorizing the Executive Director to enter into an agreement for the management of comments received on a proposed rulemaking; (c) for Lambertville Municipal Utility Authority to show cause why its wastewater treatment plant improvements should not be subject to review in accordance with Section 3.8 of the *Delaware River Basin Compact* and Commission Regulations; (d) on a resolution authorizing the Executive Director to enter into an agreement for the analysis of periphyton samples from the nontidal Delaware River; and (e) on a resolution to adopt the Commission's operating and capital budgets for fiscal year 2012. Consideration by the Commission also will be given to a resolution amending the *Water Quality Regulations, Water Code* and Comprehensive Plan to update water quality criteria for toxic pollutants in the Delaware Estuary and extend these criteria to Delaware Bay (a proposal on which a public hearing was conducted on September 23, 2010), and a resolution to correct a technical error in the September 15, 2010, amendment of the water charging rates.

Draft dockets scheduled for public hearing on September 15, 2010, can be accessed through the Notice of Commission Meeting and Public Hearing on the Commission's web site, drbc.net, 10 days prior to the meeting date. Additional public records relating to the dockets may be examined at the Commission's offices. Contact William Muszynski at (609) 883-9500, Ext. 221, with any docket-related questions.

Note that conference items are subject to change and items scheduled for hearing are occasionally postponed to allow more time for the Commission to consider them. Check the Commission's web site, closer to the meeting date for changes that may be made after the deadline for filing this notice.

Individuals who wish to comment for the record on a hearing item or to address the Commissioners informally during the public dialogue portion of the meeting are asked to sign up in advance by contacting Paula Schmitt of the Commission staff, at paula.schmitt@drbc.state.nj.us or (609) 883-9500, Ext. 224.

Individuals in need of an accommodation as provided for in the Americans with Disabilities Act of 1990 who wish to attend the informational meeting, conference session or hearings should contact the Commission Secretary directly at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services (TRS) at 711, to discuss how the Commission can accommodate their needs.

PAMELA M. BUSH, Esq.,
Secretary

[Pa.B. Doc. No. 10-2273. Filed for public inspection November 24, 2010, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 9, 2010.

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

BANKING INSTITUTIONS

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-28-2010	Warburg Pincus Private Equity X, LP and Warburg Pincus X Partners, LP New York, NY Application for approval to acquire up to 19.7% of the common stock of National Penn Bancshares, Inc., Boyertown, PA, the parent bank holding company of National Penn Bank, Boyertown, PA, and Christiana Bank & Trust Company, Greenville, DE.	Filed

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
11-1-2010	F.N.B. Corporation Hermitage Mercer County Application for approval to acquire 100% of Comm Bancorp, Inc., Clarks Summit, and thereby indirectly acquire 100% of Community Bank and Trust Company, Clarks Summit.	Filed
11-8-2010	Alliance Bancorp, Inc. of Pennsylvania Broomall Delaware County Application for approval to acquire 100% of Greater Delaware Valley Savings Bank (doing business as Alliance Bank), Broomall.	Approved

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-1-2010	Susquehanna Bank Lititz Lancaster County	5002 Lincoln Drive West Evesham Township Burlington County, NJ	Opened

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-8-2010	Susquehanna Bank Lititz Lancaster County	<i>To:</i> Via Bella and Hepburn Streets Williamsport Lycoming County <i>From:</i> 329 Pine Street Williamsport Lycoming County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-29-2010	NOVA Bank Berwyn Chester County	1819 John F. Kennedy Boulevard Philadelphia Philadelphia County	Closed

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-8-2010	Susquehanna Bank Lititz Lancaster County	225 Williams Street Williamsport Lycoming County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 10-2274. Filed for public inspection November 24, 2010, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Eligible Partnerships, Postsecondary Grant Application, Guidelines for Assistance for Regular and Special Education, Mathematics, Science, English/Language Arts, Social Studies, Art/Music and Foreign Languages Teachers

The Department of Education (Department) has established grant application guidelines to provide direction to eligible partnerships for submitting applications targeting assistance for regular and/or special education teachers to become highly qualified in the core academic subjects of mathematics, science, English/language arts, social studies, art/music and/or foreign languages as defined by the No Child Left Behind Act. An eligible partnership that receives a grant under these guidelines shall limit its programs to those that provide an innovative approach for current regular and/or special education classroom teachers teaching in a high need local educational agency (LEA) to demonstrate content mastery to become highly qualified in the core academic subjects of mathematics, science, English/language arts, social studies, art/music, and/or foreign languages. Approximately \$1.7 million is available on a competitive basis under this grant application for up to three funding cycles beginning in spring 2011 and ending September 30, 2014. A maximum per participant cost is established by the application guidelines for each of the possible ways for assisting teachers to become highly qualified.

1. *Eligibility Requirements*

An eligible partnership shall include at a minimum:

1. An institution of higher education (IHE) in this Commonwealth which is approved by the Department to prepare teachers.
2. An IHE in this Commonwealth that has arts and sciences faculty.
3. At least one high-need LEA included on the "List of LEAs That Meet the 'High Need' Definition In No Child Left Behind." A high-need LEA is one of the following:

- Serves not fewer than 10,000 children from families with incomes below the poverty line.
- Not less than 20% of the children served by the agency are from families with incomes below the poverty line.

- For which there is a high percentage of teachers not teaching in the academic subjects or grade levels that the teachers were trained to teach.

- For which there is a high percentage of teachers with emergency, provisional, or temporary certification or licensing (Section 2102(3)).

Other partners may include:

1. Other LEAs.
2. An elementary or secondary school.
3. Other educational service agency or nonprofit cultural or educational organization.
4. Teacher organizations.
5. Principal organizations.
6. Businesses.

Each partnership must designate an IHE as the fiscal agent to execute a contract or memorandum of understanding on behalf of the partnership with the Commonwealth.

2. *Application Deadline*

Grant applications are due by 5 p.m., Monday, January 24, 2011.

3. *How to Apply*

Copies of the Eligible Partnerships Postsecondary Grant Application guidelines and forms are available on the Department's web site at <http://www.pde.state.pa.us> or from the Issuing Office, which is the sole point of contact for the guidelines: Division of Teacher Quality, Bureau of School Leadership and Teacher Quality, Department of Education, 333 Market Street, Third Floor, Harrisburg, PA 17126-0333, (717) 772-3566, TDD (717) 783-8445.

4. *Questions Concerning the Grant Application*

Questions concerning the grant application should be addressed to Jamal Wakeem, Division of Teacher Quality, Bureau of School Leadership and Teacher Quality, Department of Education, 333 Market Street, Third Floor, Harrisburg, PA 17126-0333, (717) 525-5559, TDD (717) 783-8445.

THOMAS E. GLUCK,
Acting Secretary

[Pa.B. Doc. No. 10-2275. Filed for public inspection November 24, 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 regarding 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 (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations 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 United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal 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 public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS232211 (Storm Water)	Consolidated Container Company LP 405 Nestles Way Breinigsville, PA 18031	Lehigh County Upper Macungie Township	Iron Run (2-C) HQ-CWF	Y

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0063894 (Industrial Waste)	Minersville Borough Municipal Authority WTP Water Dam Road Minersville, PA 17954	Schuylkill County Cass Township	Dyer Run Reservoir (3-A) CWF	N

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0088226 (SEW)	South Woodbury Township 125 North Road New Enterprise, PA 16664	Bedford County / South Woodbury Township	Yellow Creek / 11-A	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PAG124801	Pfleegor Farm, 560 Goodman Road, Lewisburg, PA 17837-7589	Union County, Kelly Township	Trib to Little Buffalo Creek, Watershed 10C	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0104078 Sewage	Anderson MHP 326 Vernon Road Greenville, PA 16125-8632	Mercer County West Salem Township	Unnamed tributary of Big Run 20-A	Y
PA0022373 Sewage	Lakeview Joint Sewer Authority 5394 Franklin Street Sandy Lake, PA 16145	Mercer Sandy Lake Borough	Sandy Creek 16-G	Y

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

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

PA0061590, Sewage, SIC Code 4939, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489. Facility Name: Eagle Rock Wastewater Treatment Facility. This existing facility is located in North Union 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, Tomhicken 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 1.318 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
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	0.26	XXX	0.62
CBOD ₅	270	XXX	XXX	25	XXX	50
Total Suspended Solids	325	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1000
May 1 - Sep 30				Geo Mean		
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	2000	XXX	10000
Oct 1 - Apr 30				Geo Mean		
Ammonia-Nitrogen	27	XXX	XXX	2.5	XXX	5.0
May 1 - Oct 31						
Ammonia-Nitrogen	82	XXX	XXX	7.5	XXX	15
Nov 1 - Apr 30						

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	24,073*			
Net Total Phosphorus	Report	3,210*			

* 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, 2013.

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

The permit contains the following major special conditions:

- Chesapeake Bay Schedule
- Chesapeake Bay Nutrient Schedule
- Whole effluent Toxicity Testing

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.

PA0028088, Sewage, SIC Code 4952, **Brown Township Municipal Authority**, 7748 State Route 655, Reedsville, PA 17084-9148. Facility Name: Brown Township STP. This existing facility is located in Brown Township, **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), Kishacoquillas Creek, is located in State Water Plan watershed 12-A 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 0.6 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	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	125	185	XXX	25	40	50
BOD ₅						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	150	225	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2000	XXX	XXX
				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>
Nitrate-Nitrite as N	XXX Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N Total Nitrogen	Total Mo XXX	XXX XXX	XXX XXX	XXX Report	XXX XXX	XXX XXX
Total Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen Total Nitrogen Effluent Net	XXX Report Total Mo	Total Annual XXX	XXX XXX	XXX XXX	XXX XXX	XXX XXX
Total Nitrogen Effluent Net (Interim)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Final)	XXX	10,959 Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen Ammonia-Nitrogen	Report XXX	XXX Report Total Annual	XXX XXX	Report XXX	XXX XXX	XXX XXX
Ammonia-Nitrogen	Report Total Mo	XXX	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 Total Phosphorus	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	4.0 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	1,461 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.

PA0084247, Sewage, SIC Code 3357, **Nexans Inc.**, 132 White Oak Road, New Holland, PA 17557-8303. Facility Name: Berk Tek. This existing facility is located in Earl 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, Unnamed Tributary to 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 0.0075 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	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 (Interim)	XXX	XXX	XXX	1.0	XXX	2.0
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	XXX	XXX	XXX	25	XXX	50

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml) May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	XXX
Ammonia-Nitrogen May 1 - Oct 31	XXX	XXX	XXX	20	XXX	400

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.

PA0020664, Sewage, SIC Code 4952, **Middletown Borough Authority**, 60 W Emaus Street, Middletown, PA 17057-1407. Facility Name: Middletown Borough Authority STP. This existing facility is located in Middletown Borough, **Dauphin County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 7-C and is classified for Warm Water Fishes, 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 2.2 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
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
CBOD ₅	459	Wkly Avg	XXX	25	40	50
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	550	826 Wkly Avg	XXX	30	45	60
Fecal Coliform (CFU/100 ml) May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	37	XXX	XXX	2.0	XXX	4.0

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

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
Net Total Nitrogen (Interim)	Report	26,788			
Net Total Nitrogen (Final)	Report	40,182			
Net Total Phosphorus (Interim)	Report	3,572			
Net Total Phosphorus (Interim)	Report	Report			
Net Total Phosphorus (Final)	Report	5,358			

* 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 February 1, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until January 31, 2011.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

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.

Northcentral Regional Office: Regional Water Management Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.0532.

PA0008591, Industrial Waste, SIC Code 2631, **NGC Industries, LLC**, PO Box 210, Milton, PA 17847-0210. Facility Name: NGC Industries, LLC—Milton Plant. This existing facility is located in White Deer Township, **Union County**.

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

The receiving stream(s), West Branch Susquehanna River, is located in State Water Plan watershed 10-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.128 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	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD ₅	980	1,960	XXX	915	1,835	2,285
Total Suspended Solids	1,630	3,265	XXX	1,525	3,055	3,810
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	16	32	XXX	15	30	30
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Monitoring Requirements</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Ammonia—N	Report	Report		Report		8-Hr Composite
Kjeldahl—N	Report			Report		8-Hr Composite
Nitrate-Nitrite as N	Report			Report		8-Hr Composite
Total Nitrogen	Report	Report		Report		Calculation
Total Phosphorus	Report	Report		Report		8-Hr Composite
Net Total Nitrogen (Interim)	Report	Report				Calculation
Net Total Nitrogen (Final)	Report	2,213				Calculation
Net Total Phosphorus (Interim)	Report	Report				Calculation
Net Total Phosphorus (Final)	Report	106				Calculation

* 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, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be

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

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

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

The EPA Waiver is not in effect.

PAS314802, Storm Water, SIC Code 1389, **Halliburton Energy Services, Inc.**, 11545 State Route 120, Emporium, PA 15834. Facility Name: Baroid Facility. This proposed facility is located in Emporium Borough, **Cameron County**.

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

The receiving stream(s), West Creek, is located in State Water Plan watershed 8-A and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed stormwater monitoring requirements for Outfall 001 are as follows

Parameters	Mass (lb/day)			Concentration (mg/l)			Minimum Measurement Frequency
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX	1/year
CBOD ₅	XXX	XXX	XXX	XXX	Report	XXX	1/year
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX	1/year
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX	1/year
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX	1/year
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX	1/year
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX	1/year
Total Iron	XXX	XXX	XXX	XXX	Report	XXX	1/year

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

The EPA Waiver is in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law

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

WQM Permit No. 6710407, Sewerage, **Springettsbury Township**, 1501 Mt. Zion Road, York, PA 17402.

This proposed facility is located in Springettsbury Township, **York County**.

Description of Proposed Action/Activity: Seeking approval for the construction/operation of the Meadowlands Interceptor.

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

WQM Permit No. 1810201, CAFO Operation, SIC0241, **Paul Dotterer & Sons, Inc.**, 6795 Nittany Valley Drive, Mill Hall, 17751. This proposed facility is located in Porter Township, **Centre County**.

Description of Proposed Action/Activity: Paul Dotterer & Sons, Inc., an existing dairy farm, proposes the issuance of a WQM permit for construction and operation of two reinforced concrete manure storage tanks and modification of the existing manure management system. The manure storage tanks will each provide a holding capacity of 1.287 million gallons of manure.

WQM Permit No. 5510402, Sewerage [SIC 4952], **Middleburg Municipal Authority**, 13 North Main Street, Middleburg, PA 17842.

This proposed facility is located in Middleburg Borough, **Snyder County**.

Description of Proposed Action/Activity: The WWTP will be modified to achieve enhanced nutrient removal (ENR) of total nitrogen (TN) and total phosphorous (TP) from influent wastewater. Modifications will include; overhauling the Biolac treatment method to perform denitrification along with existing nitrification processes, the addition of chemical precipitation to remove TP from the wastewater, artificial alkalinity and organic carbon enhancement via chemical additions, installation of a precast concrete chemical feed equipment storage building, and flocculator rake maintenance.

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

WQM Permit No. 0210407, Sewerage, **Simon Robbie**, 32 Meeting House Lane, Bradford Woods, PA 15015

This proposed facility is located in the Plum Borough, **Allegheny County**

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

WQM Permit No. 0205409-A1, Sewerage, **Findlay Township Municipal Authority**, 1271 Route 30, PO Box 409, Clinton, PA 15026

This existing facility is located in Findlay Township, **Allegheny County**

Description of Proposed Action/Activity: Application for permit amendment to replace 8-inch sewer with 18-inch sewer interceptor.

WQM Permit No. 0310401, Sewerage, **West Hills Area Water Pollution Control Authority**, 257 Linde Road, Kittanning, PA 16201-4719

This proposed facility is located in East Franklin and North Buffalo Townships, **Armstrong County**

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

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from 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 151035	Lion Associates, LP 100 Plaza Drive, Unit 8 Downingtown, PA 19335	Chester	Uwchlan Township	Pickering Creek (HQ-TSF)
PAI01 151036	Jerrehian, a PA General Partnership 101 West Washington Street Conshohocken, PA 19428	Chester	West Goshen Township	Taylor's Run (TSF-MF)
PAI01 151037	University of Pennsylvania 3101 Walnut Street Philadelphia, PA 19104	Chester	East and West Marlborough Townships	Red Clay Creek (TSF)

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

Susquehanna County Conservation District: County Office Building, 31 Public Avenue, Montrose, PA 18801, 570-278-4600.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025810002	PA Dept. of Transportation Engineering District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Susquehanna	Montrose Borough - and - Bridgewater Twp.	UNT to Pettis Creek, WWF, MF; Snake Creek, WWF, MF; UNT to Snake Creek, EV Wetlands; Meshoppen Creek, CWF, MF

Schuylkill County Conservation District: 1206 Ag Center Drive, RR 5, Box 5810, Pottsville, PA 17901, 570-622-3742.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025410004	SBA Communications, Inc. 5900 Broken Sound Parkway Boca Raton, FL 33487	Schuylkill	Union Twp., - and - Ringtown Bor.	Dark Run, HQ-CWF, MF

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

Indiana County Conservation District, 625 Kolter Drive, Suite 8, Indiana, PA 15701-3571 (724-471-4751)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI053210001	Lucerne Landings 4600 Lucerne Road Indiana, PA 15701	Indiana	White Township	UNT to Two Lick Creek (CWF)

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI056310010	Chris Sidick 104 Wilson Avenue Cecil, PA 15321	Washington	North Strabane Township	UNT to Little Chartiers Creek (HQ-EWWF)

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

PUBLIC WATER SUPPLY (PWS) PERMITS

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

Persons wishing to comment on permit applications are invited to submit statements to the office listed before 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 an application. A comment 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 related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before 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 before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Application No. 4810507, Public Water Supply.

Applicant	East Allen Township Municipal Authority 5340 Nor-Bath Blvd Northampton, Pa
[Township or Borough]	East Allen Twp, Northampton County
Responsible Official	Donald Heiney
Type of Facility	Public Water System

Consulting Engineer	Hanover Engineering Associates 5920 Hamilton Blvd Allentown Pa
Application Received Date	11/1/2010
Description of Action	Water line extension and pump station for east Allen gardens.

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

Application No. 2010504, Public Water Supply

Applicant	Aristocrat Spring Water Inc
Township or Borough	Saegertown Borough/ Crawford County
Responsible Official	Kevin Schlosser, President
Consulting Engineer	Douglas C. Sceiford, PE Hill Engineering Inc 8 Gibson Street North East PA 16428-1012
Application Received Date	10/25/2010
Description of Action	Addition of Ozone treatment equipment at water bottling plant.

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. 6610503 MA, Minor Amendment.

Applicant	Aqua Pennsylvania, Inc. Rivercrest
[Township or Borough]	Tunkhannock Township, Wyoming County
Responsible Official	Patrick R. Burke, Regional Manager NE 1 Aqua Way White Haven, Pa. 18611 (570) 443-7099
Type of Facility	Public Water Supply
Consulting Engineer	William A. LaDieu, PE CET Engineering Associates 1240 N. Mountain Road Harrisburg, Pa. 17112 (717) 541-0622
Application Received Date	9/27/2010

Description of Action This project provides for the construction of 36 feet of 3 feet diameter ductile iron water main to provide additional chlorination contact time for 4-Log disinfection requirements before the entry point.

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—6026.907)

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall 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 cleanup standards or 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 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 following site, 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 as follows. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form,

contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

Bucknell University Dewitt Building, Lewisburg Borough, **Union County**. JMT Environmental Technologies, Inc., 3353-C Gun Club Road, Nazareth, PA 18064 on behalf of Bucknell University, Facilities Management Office, Lewisburg, PA 17837 has submitted a Notice of Intent to Remediate soil contaminated with No. 2 fuel oil. The applicant proposes to remediate the site to meet the Statewide Health Standard. The future use of the property is as a commercial storefront.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit IDNo. 300837. RRI Energy Northeast Management Company, 121 Champion Way, Suite 200, Canonsburg, PA 15317. Keystone Generating Station Ash/Mine Refuse Disposal Site, 313 Keystone Drive, Shelocta, PA 15774-7625. Application for a major modification to add waste (limestone solids and gypsum pond solids) to the existing permit for a residual waste landfill in Plumcreek Township, **Armstrong County** was received in the Regional Office on November 8, 2010.

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

Permit Application No. WMGM039SE002A. Allan A Myers, LP, dba Independence Construction Materials, 638 Lancaster Avenue, Malvern, PA 19355. This permit modification application is for increasing the total storage of waste asphalt shingles from 500 to 3,000 tons for the purpose of processing and beneficial use at the Devault Asphalt Plant located at 4042 State Road, Devault PA 19432, in Charlestown Township, **Chester County**. The application was received at the Southeast Regional Office on October 8, 2010.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

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

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

General Permit Application No. WMGR025SE003. Penn Organic, LLC, 2 Brown Drive, Spring City, PA 19475. This application is for registration under Residual Waste General Permit WMGR025 from Penn Organic, LLC., located at located at Old Pennhurst State Hospital and School, 250 Service Road, Spring City, PA 19475, in East Vincent Township, **Chester County**. The application was received by the Southeast Regional Office on September 3, 2010.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

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

The Department received applications for Plan Approvals 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 listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. 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—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

PLAN APPROVALS

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

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

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

62-185A: Berenfield Containers, Inc. (304 Main Avenue, Warren, PA 16365) for construction of a metal container manufacturing facility in the City of Warren, **Warren County**. The inside liner coating and exterior paint will be applied using high volume, low pressure (HVLP) spray guns in spray booths. Emissions from spray booths will be controlled by fiber filter pads. A recuperative thermal oxidizer (RTO) will be used to control VOC emissions from the curing process.

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

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

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

67-05117A: York Building Products Co., Inc.—Masonry Division (5952 Lincoln Highway West, Thomasville, PA 17362) for a 30 tph fluidized bed sand and gravel dryer controlled by a baghouse in Jackson Township, **York County**.

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

This plan approval will increase the operating hours, from the existing 2,000 hours, for the unit installed with de minimis emissions increase of PM and NOx. The company shall be subject to and comply with the relevant provisions of Title 25 of the PA Code including chapters 123, 127, and 129. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Daniel C. Husted may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act 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

01-05007: Schindler Elevator Corp. (1200 Biglerville Road, Gettysburg, PA 17325-4449) for their elevator and moving stairways manufacturing operations facility in Cumberland Township, **Adams County**. This is a renewal of the Title V operating permit issued in 2005.

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

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

10-00037: Sonneborn, Inc.—Petrolia Plant (100 Sonneborn Lane, Petrolia, PA 16050) for a Title V Operating Permit for this petroleum products processing facility is being proposed to be re-issued in the Borough of Petrolia, **Butler County**.

Intent to Issue Operating Permits under the Air Pollution Control Act 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

09-00193: Basic Chemical Solutions, LLC (5 Steel Road East, Morrisville, PA 19067) for issuance of a State Only Operating Permit to operate Above Ground Acid Storage Tanks at the Basic Chemical Solutions, LLC, chemicals manufacturing facility located at 5 Steel Road East, Falls Township, **Bucks County**. Plan Approval, 09-0193, is being incorporated into the facility natural minor initial operating permit, 09-00193. This Operating Permit shall include monitoring and recordkeeping requirements to ensure that this facility complies with all applicable air quality regulations.

15-00094: Metallurgical Products Co. (P. O. Box 598, West Chester, PA 19381) for a metal alloying facility at

810 Lincoln Avenue, West Chester, PA 19380, West Goshen Township, **Chester County**, for operation of metal alloying processes. This action is a renewal of the State Only Operating Permit. Three Plan Approvals, PA-15-0094, 15-0094A, and 15-0094B are also being incorporated along with this renewal. The facility will continue to be a synthetic minor facility. The original State Only Operating Permit was issued on December 21, 2005. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

46-00172: Gemalto, Inc. (101 Park Drive, Montgomeryville, PA 18936), for renewal of a State Only, Synthetic Minor Operating Permit in Montgomery Township, **Montgomery County**. The facility operates both lithographic and silk screen printing presses. The primary pollutant of concern is volatile organic compounds (VOC) from the printing processes which have the potential to exceed major thresholds. The company has elected to take appropriate operating and emission restrictions to limit VOC emissions to below 24.9 tons per year and maintain a synthetic minor operating status. The current operating permit expires March 31, 2011. There have been some changes at the facility since the issuance of the original operating permit. Plan Approval No. 46-0172B and General Plan Approval/Operating Permit, 46-320-038GP are being incorporated into the state only operating permit during the renewal. Monitoring, record keeping and reporting requirements are included in the permit to address applicable limitations.

09-00004: Oliver-Tolas Healthcare Packaging, Inc. (905 Pennsylvania Boulevard, Feasterville, PA 19053), for a State Only, Synthetic Minor Operating Permit Renewal in Lower Southampton Township, **Bucks County**. The facility operates rotogravure and flexographic printing presses, and cold degreasers. The primary pollutant of concern is volatile organic compounds (VOC) from the printing and degreasing processes which have the potential to exceed major thresholds. The company has elected to take appropriate operating and emission restrictions to limit VOC emissions to below 24.9 tons per year and maintain a synthetic minor operating status. The current operating permit expires on April 30, 2011. There have been no changes at the facility since the last operating permit was issued. Monitoring, record keeping and reporting requirements are included in the permit to address applicable limitations.

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

22-05023: Pittsburgh Terminal Corp. (P. O. Box 2621, Harrisburg, PA 17105) for operation of their petroleum terminal in Swatara Township, **Dauphin County**. This is a renewal of the synthetic minor operating permit issued in 2005.

36-03005: Intelligencer Printing Co., Inc. (330 Eden Road, P. O. Box 1768, Lancaster, PA 17608) for operation of their printing operation in Manheim Township, **Lancaster County**. This is a renewal of the natural minor operating permit issued in 2005.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174

03-00197: Nature's Blend Wood Product, Inc.—Ford City Plant (P. O. Box 392, Ford City, PA 16226) for

manufacturing wood furniture components in Ford City Borough, **Armstrong County**. The operation of the facility's air contamination source consisting of miscellaneous natural gas usages, surface coating operations, and wood working operation. The facility is limited 49 tpy VOC and 4.14 tpy HAPs. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements for the facility located in Ford City Borough, Armstrong County.

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

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

42-00216: Catalyst Energy, Inc.—Kane Plant (Route 6, Kane, PA 16735) for an initial natural minor permit for a natural gas compression, refrigeration and dehydration station in Wetmore Township, **McKean County**. The facility's major emission sources included Ajax (2802LE) 296 BHP compressor with refrigeration dehydrator and equipment leaks. This facility is natural minor because the emissions are less than the Title V threshold.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

The following permit applications to conduct mining activities have been received by the Department. A copy of an application is available for inspection at the district mining office indicated before 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 a person or an officer or head of Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of the person submitting comments or objections, the 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.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and

a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an 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 in Table 2. Discharges from noncoal mines located in some geologic settings (for example, in 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 specifies the parameters. The limits will be in the ranges specified in Table 1.

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are 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 Loads.

Persons wishing to comment on NPDES permit applications should submit statements to the Department at the address of the district mining office indicated before 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. A comment 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 contain the name, address, telephone number and the interest of the party filing the request and 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. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal Applications Received

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

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

¹The parameter is applicable at all times.

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

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

02841304 and NPDES Permit # PA0041785, Tesone Land Company, (P. O. Box 630, 5316 William Flynn Highway, Suite 301, Gibsonia, PA 15044), to renew the permit for the Allegheny Mine and Preparation Plant in Fawn Township, **Allegheny County** and related NPDES permit for water treatment. NO additional discharges. Application received: July 22, 2010.

30841317 and NPDES Permit # PA0213527, Consol PA Coal Company, LLC, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to renew 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.

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

56080108 and NPDES No. PA0262692. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, revision of an existing bituminous surface and auger mine to conduct auger mining activities within 100 feet and beneath of SR 2024, Walker School Road in Brothersvalley Township, **Somerset County**, affecting 377.7 acres. Receiving stream(s): unnamed tributary to Blue Lick Creek; unnamed trib to Swamp Creek; UT to Buffalo Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 13, 2010.

31000301 and NPDES No. PA0599174. New Enterprise Stone & Lime Company, Inc., P. O. Box 77, New Enterprise, PA 16664, permit renewal for the continued operation and restoration of a bituminous surface mine in Cromwell Township, **Huntingdon County**, affecting 72.6 acres. Receiving stream(s): Shade Creek classified for the following use(s): trout stocked fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 29, 2010.

56100106 and NPDES No. PA0263095. PBS Coals, Inc., P. O. Box 260, 1576 Stoystown Road, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine in Jenner Township, **Somerset County**, affecting 122.9 acres. Receiving stream(s): unnamed tributaries to Hoffman Run and unnamed tributaries to Quemahoning Creek classified for

the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Quemahoning Reservoir—Somerset Authority. The application includes a stream encroachment for a haul road crossing of an unnamed tributary to Hoffman Run designated as Unnamed Tributary "F". Application received: November 2, 2010.

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

02070105 and NPDES Permit No. PA0251275. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Revision application for land use change from forestland to pastureland and/or land occasionally cut for hay of an existing bituminous surface mine, located in Jefferson Hills Borough, **Allegheny County**, affecting 56.6 acres. Receiving streams: unnamed tributaries to Monongahela River, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: November 4, 2010.

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

17950113 and NPDES No. PA0220159. Waroquier Coal Co. (P. O. Box 128, Clearfield, PA 16830). Permit renewal of an existing bituminous surface mine located in Greenwood Township, **Clearfield County** affecting 60.2 acres. Receiving streams: unnamed tributaries to Watts Creek, Watts Creek classified for High Quality Cold Water Fisheries to Clearfield Creek classified for Warm Water Fishery. Application received: November 5, 2010.

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

54840105T3 and NPDES Permit No. 54840105 GP104. Olde Buck Run Coal Co., Inc., (P. O. Box 4210, Seltzer, PA 17974), transfer of an existing anthracite surface mine operation from Mine Hill Coal Co. #7, Inc. and adding an NPDES Permit (GP104) in Cass Township, **Schuylkill County** affecting 372.2 acres, receiving stream: West Branch Schuylkill River, classified for the following use: cold water fishes. Application received: November 2, 2010.

13743002R5. Pagnotti Enterprises, Inc., (46 Public Squire, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocessing and disposal operation in Banks and Hazle Townships, **Carbon and Luzerne Counties** affecting 984.5 acres, receiving stream: none. Application received: November 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.

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

16060303. Star Mining Corporation (8100 Ohio River Boulevard, Emsworth, PA 15202) Renewal of NPDES Permit No. PA0258130, Perry Township, **Clarion County**. Receiving streams: Allegheny River, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received: November 8, 2010.

3075SM6. Glacial Sand & Gravel Co. (P. O. Box 1022, Kittanning, PA 16201) Transfer of an existing sand and gravel pit from Ennstone d/b/a Three Rivers Aggregates in Worth Township and West Liberty Borough, **Butler County** affecting 114.5 acres. Receiving streams: Black Run and Hogue Run to Slippery Rock Creek, classified for the following use: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 8, 2010.

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

14920301 and NPDES No PA0207039. Con-Stone Inc. (P. O. Box 28, Bellefonte, PA 16823). Renewal of a large non-coal surface mine located in Haines Township, **Centre County** affecting 96.7 acres. Receiving streams: None (infiltration basin discharge to groundwater). Application received: November 5, 2010.

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

40920301C4 and NPDES Permit No. PA0224863. Riverview Block, Inc., (1507 Salem Boulevard, Berwick, PA 18603), correction to an existing quarry operation to add 18.2 acres for a total of 118.5 acres and add an NPDES Permit for discharge of treated mine drainage in Salem Township, **Luzerne County**, receiving streams: Salem Creek and unnamed tributary to Susquehanna River, classified for the following use: cold water fishes. Application received: November 2, 2010.

64030811. Johnston & Rhodes Bluestone Co., (P. O. Box 130, East Branch, NY), Stage I & II bond release of a quarry operation in Scott Township, **Wayne County** affecting 4.0 acres on property owned by Gerald Delaurentis. Application received: November 9, 2010.

58010855. Joseph Panzitta & Thomas J. Reilly, (49 S. Main Street, Pittston, PA 18640), Stage I & II bond

release of a quarry operation in Oakland Township, **Susquehanna County** affecting 5.0 acres on property owned by Thomas, Theresa and John Reilly. Application received: November 10, 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. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311-1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an 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 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E36-879: Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, East Cocalico Township, **Lancaster County**, ACOE Baltimore District

To (1) remove the existing structure and to construct and maintain a 55.5-foot wide, single span bridge having a normal span of 93.5 feet, a skew of 90°00'00", and a minimum underclearance of 8.5 feet over Cocalico Creek (WWF, MF); (2) permanently impact 0.01 acre of PEM wetland; and (3) temporarily impact 0.01 acre of PEM wetland all for the purpose of improving transportation safety and roadway standards. The project is located on SR 0272 Section 003 (North Reading Road) approximately 150 feet west of its intersection with Cocalico Creek Road (Ephrata, PA Quadrangle; N: 15.2 inches, W: 1.5 inches; Latitude: 40°12'31", Longitude: -76°8'9") in East Cocalico Township, Lancaster County. The project will involve the use of a temporary causeway. The wetland impact is considered a de minimus impact of 0.01 acre and replacement is not required.

E38-171: Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, East Hanover Township, **Lebanon County**, ACOE Baltimore District

To remove the existing structure and to construct and maintain a 31.38-foot wide, single span bridge having a normal span of 57.10 feet, a skew of 80°00'00", and a minimum underclearance of 9.99 feet over Raccoon Creek (WWF, MF) for the purpose of improving transportation safety and roadway standards. The project is located on SR 4013 Section 005 (Lindley Murray Road) approximately 500 feet east of its intersection with Woods Lane (Palmyra, PA Quadrangle; N: 21.5 inches, W: 16.1 inches; Latitude: 40°22'7", Longitude: -76°36'56") in East Hanover Township, Lebanon County. The project will involve the use of temporary cofferdams in Raccoon Creek and a temporary access road in the floodplain of Raccoon Creek.

E22-568: Cider Press Associates, LLC, 474 Mount Sidney Road, Lancaster, PA 17602, Lower Paxton Township, **Dauphin County**, ACOE Baltimore District

To place and maintain fill in 0.269 acre of PEM wetlands (Harrisburg East, PA Quadrangle N: 7.29 inches, W: 3.65 inches; Latitude: 40° 17' 24.55", Longitude: 76° 46' 34.29"), and 0.093 acre of PFO wetlands (Harrisburg East, PA Quadrangle N: 7.35 inches, W: 3.37 inches; Latitude: 40° 17' 25.74", Longitude: 76° 46' 26.89"), and to construct and maintain a 155.0-foot long 36.0-inch diameter HDPE culvert pipe in an UNT to Nyes Run (WWF) (Harrisburg East, PA Quadrangle N: 7.03 inches, W: 3.20 inches; Latitude: 40° 17' 19.46", Longitude: 76° 46' 22.69"), an 8.0-inch diameter DIP sanitary sewer line in and across an unnamed tributary to Nyes Run (WWF) (Harrisburg East, PA Quadrangle N: 7.03 inches, W: 3.20 inches; Latitude: 40° 17' 19.46", Longitude: 76° 46' 22.69"), an 8.0-inch diameter DIP waterline in and across an unnamed tributary to Nyes Run (WWF) (Harrisburg East, PA Quadrangle N: 7.03 inches, W: 3.20 inches; Latitude: 40° 17' 19.29", Longitude: 76° 46' 22.67"), a 24.0-inch diameter HDPE outfall pipe and swale along an open water pond (Harrisburg East, PA

Quadrangle N: 7.36 inches, W: 3.20 inches; Latitude: 40° 17' 25.99", Longitude: 76° 46' 22.69"), a 30.0-inch diameter HDPE and swale along an unnamed tributary to Nyes Run (WWF) (Harrisburg East, PA Quadrangle N: 6.89 inches, W: 2.93 inches; Latitude: 40(17' 16.63", Longitude: 76° 46' 15.74"), and a headwall structure on an existing 36.0-inch culvert pipe in an unnamed tributary to Nyes Run (WWF) (Harrisburg East, PA Quadrangle N: 7.11 inches, W: 3.83 inches; Latitude: 40° 17' 20.87", Longitude: 76° 46' 38.98") all for the purpose of developing a residential and commercial subdivision located at the intersection of Fairmont Drive and Cider Press Road in Lower Paxton Township, Dauphin County. Wetland mitigation in the amount of 0.539-acres of PEM/PFO wetlands will occur onsite.

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

E02-1645. The Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA 15219-2069.

To remove a portion of the existing river wall and construct flood walls and outfalls in the City of Pittsburgh, **Allegheny County**, Pittsburgh ACOE District. (Pittsburgh East, PA Quadrangle N: 9.8 inches; W: 12.3 inches; Latitude: 40° 25' 40"; Longitude: 79° 57' 4"). The applicant proposes to remove a portion of the existing river wall and to construct and maintain the South Shore Riverfront Park along the left bank of the Monongahela River (WWF) consisting of a river landing that will consist of pedestrian walkways, landscaped and lawn areas, an outfall structure and mooring areas, to dredge the left bank of said stream for the purpose of constructing a sheet pile wall and placing fill in the channel and along the left bank of said stream for the purpose of mooring recreational boats and providing ADA accessibility to the edge of said stream and to stabilize and maintain the left bank of said stream directly adjacent to the proposed river landing. The project is located approximately 3,000.0 feet upstream from the Brady Bridge and will impact approximately 610.0 linear feet of stream channel.

ENVIRONMENTAL ASSESSMENTS

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

D63-067EA. Pennsylvania Fish & Boat Commission, P. O. Box 67000, 1601 Elmerton Avenue, Harrisburg, PA 17106-7000, Donegal Township, **Washington County**, ACOE Pittsburgh District.

To modify, operate and maintain Dutch Fork Lake Dam across Dutch Fork Creek (HQ-WWF) in order to enhance public safety. Modifications include spillway reconstruction, overtopping protection, and outlet structure enhancement. The dam is located approximately 2600-feet southeast of the intersection of Lake Road and Valley Road (West Middletown, PA Quadrangle, Latitude: 40°08'44"; Longitude: -80°28'03"). The project proposes permanent impacts to 150 lineal feet of Dutch Fork Creek and 0.048-acre of PEM wetland. The wetland impact is considered de minimus and replacement is not required.

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 has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions 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 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 before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) 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 Administrative Agency Law). 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 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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 contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0051632 (Industrial Waste)	Easton Suburban Water Authority 3700 Hartley Avenue Easton, PA 18043	Northampton County City of Easton	Delaware River (01F)	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>
PA0228176 (Sewage)	Harrison Township Wastewater Treatment Plant PO Box 9 Mills, PA 16937-0009	Potter County Harrison Township	Cowanesque River (4-A)	Y

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

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

PA0064041, Industrial Waste, **Lehigh Heavy Forge Corp**, 275 Emery Street, Bethlehem, PA 18015-1984.

This proposed facility is located in Bethlehem City, **Northampton County**.

Description of Proposed Activity: Issuance of NPDES Permit.

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

NPDES Permit No. PA0082392, Sewage, **Derry Township Municipal Authority**, 670 Clearwater Road, Hershey, PA 17033-2453.

This proposed facility is located in Derry Township, **Dauphin County**.

Description of Proposed Action/Activity: Authorization to discharge from Southwest STP to Swatara Creek in Watershed 7-D.

NPDES Permit No. PA0026280, Amendment No. 1, Sewage, **Lewistown Borough**, 2 East 3rd Street, Lewistown, PA 17044-1701.

This proposed facility is located in Lewistown Borough, **Mifflin County**.

Description of Proposed Action/Activity: Authorization to discharge to Juniata River and Kishoquillas Creek in Watershed 12-A.

Northcentral Regional Office: Regional Water Management Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.0532.

PA0008915, Industrial Waste, SIC Code 3229, **OSRAM SYLVANIA Inc.**, 1 Jackson Street, Wellsboro, PA 16901-1769. Facility Name: OSRAM SYLVANIA Inc.—Wellsboro Plant. This existing facility is located in Wellsboro Borough, **Tioga County**.

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

The receiving stream(s), Charleston Creek, is located in State Water Plan watershed 9-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.19 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	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (° F)	XXX	XXX	XXX	XXX	Report	XXX
Heat Rejection Rate (MBTUs/day)						
Jan 1-31	XXX	107	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Feb 1-29	XXX	118	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Mar 1-31	XXX	283	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Apr 1-15	XXX	313	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Apr 16-30	XXX	313	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
May 1-15	XXX	206	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
May 16-31	XXX	343	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Jun 1-15	XXX	262	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Jun 16-30	XXX	262	XXX	XXX	XXX	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>Daily Maximum</i>	<i>Instant. Maximum</i>
Heat Rejection Rate (MBTUs/day) Jul 1-31	XXX	137	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Aug 1-15	XXX	122	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Aug 16-31	XXX	122	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Sep 1-15	XXX	96	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Sep 16-30	XXX	96	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Oct 1-15	XXX	96	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Oct 16-31	XXX	96	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Nov 1-15	XXX	107	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Nov 16-30	XXX	86	XXX	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day) Dec 1-31	XXX	81	XXX	XXX	XXX	XXX
CBOD ₅	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	56	110	XXX	35	70	85
Oil and Grease	23	47	XXX	15	30	30
Total Copper	0.07	0.12	XXX	0.05	0.08	0.12
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed stormwater monitoring requirements for Outfall 002 are as follows:

<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>
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
CBOD ₅	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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	

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

The EPA Waiver is in effect.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

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

WQM Permit No. WQG02051001, Sewerage, **Broad Top Township**, 187 Municipal Road, PO Box 57, Defiance, PA 16633-0057.

This proposed facility is located in Broad Top Township, **Bedford County**.

Description of Proposed Action/Activity: Seeking approval to construct a gravity sanitary sewer collection system. This system will convey the wastewater to a new pump station.

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

WQM Permit No. 6510409, Sewerage, **Municipal Authority of Washington Township**, 285 Pine Run Church Road, Apollo, PA 15613

This proposed facility is located in Washington Township, **Westmoreland County**

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sanitary sewers, new pump stations and force mains.

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

WQM Permit No. WQG018779, Sewerage, **John Peluso**, 205 Cunningham Road, New Castle, PA 16105

This proposed facility is located in Neshannock Township, **Lawrence County**.

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

WQM Permit No. WQG018780, Sewerage, **Robert Witherow**, 2060 Davison Road, Harborcreek, PA 16421

This proposed facility is located in Harborcreek Township, **Erie County**.

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

WQM Permit No. WQG018783, Sewerage, **Jerry R. McCauley**, 9595 New Road, North East, PA 16428

This existing facility is located in Greenfield Township, **Erie County**.

Description of Proposed Action/Activity: Construction of Single Residence Small Flow Treatment Facility to replace a malfunctioning onlot system.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 0904024-R	RB Quakertown, LP 810 Seventh Avenue, 28th Fl New York, NY 10019	Bucks	Richland Township	Unnamed Tributary Unami Creek (HQ- MF-TSF); Tohickon Creek (TSF-MF)
PAI01 1508006	Saratoga Management 1120 Clover Lane Glen Mills, PA 19342	Chester	West Bradford Township	Unnamed Tributary Board Run Creek (EV)
PAI01 1509024	Kennett Business Park, LP 649 West South Street Kennett Square, PA 19348	Chester	Kennett Township and Kennett Square Borough	West Branch Red Clay Creek (TSF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033610004	Kenneth Wiker 993 Truce Road Holtwood, PA 17532	Lancaster	Providence Township	Fishing Creek/HQ-CWF

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 in 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
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	CAFOs
PAG-13	Stormwater Discharges from 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>
Hilltown Township Bucks County	PAG0200 091043	RSA, Inc. 214 Camars Drive Warwick, PA 18974-3976	Morris Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Makefield Township Bucks County	PAG0200 0909084	Washington Crossing United Methodist Church 1895 Wrightstown Road Washington Crossing, PA	Unnamed Tributary Delaware River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Nockamixon Township Bucks County	PAG0200 091014	PA Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA 19406	Gallows Run (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hilltown Township Bucks County	PAG0200 0909091-1	Chester Chzanowski 2505 Spring Creek Road Lansdale, PA 19446	Perkiomen/ Neshaminy Creek (TSF-MF-WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Durham Township Bucks County	PAG0200 091061	Arnold H. Patterson 1456 Chestnut Ridge Road Upper Black Eddy, PA 18972	Delaware River— Rodgers Run (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Makefield Township Bucks County	PAG0200 091006	Commonwealth of Pennsylvania Bureau of Historic Site & Museum 400 North St. Plaza Level, Rm N118 Harrisburg, PA 17120-0053	Delaware River (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
South Coatesville Borough Chester County	PAG0200 1505066-R	Southview Place, LP 1657 Warpath Road West Chester, PA 19382	Unnamed Tributary West Branch Brandywine Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<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>
Kennett Township Chester	PAG0200 151033	Schoolhouse Realty, LP Suite 201, PO Box 1906 West Chester, PA 19380	Tributary Red Clay Creek (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Chester and Aston Townships Delaware County	PAG0200 231011	PA Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Baldwin Run (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bethel Township Delaware County	PAG0200 231015	Garnet Valley School District 80 Station Road Glen Mills, PA 19342	Naamans Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Chadds Ford Township Delaware County	PAG0200 231006	Ridge Road Commercial, LP 234 North James St Newport, DE 19804	Beaver Creek— Harvey Run (CWF-MF-WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Delaware County	PAG0200 231016	Puzzle Face Properties, LLC PO Box 1789 Media, PA 19063	Unnamed Tributary Ridley Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Marlborough Township Montgomery County	PAG0200 461070	MacIntosh Builders, Inc. 602 East Broad Street Souderton, PA 18960	Unnamed Tributary Green Lane, Reser and Macoby Creeks (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Franconia Township Montgomery County	PAG0200 4609030	Ronald M. Moyer 276 West Cherry Lane Souderton, PA 18964	Unnamed Tributary Skippack Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Limerick Township Montgomery County	PAG0200 461014	Cold Springs Development, LLC 602 Borough Line Road Collegeville, PA 19426	Swamp Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAG0200 461048	Lower Merion Township 75 East Lancaster Avenue Ardmore, PA 19003	Schuylkill River (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511032	3501 Island Avenue-SRE, LP 1515 Market Street, Ste 900 Philadelphia, PA 19102	Lower Schuylkill River (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511033	Philadelphia Live, LLP c/o The Cordish Company 601 East Pratt Street, 6th Floor Baltimore, MD 21202	Delaware River— Lower Schuylkill River (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511034	Global Leadership Academy Charter School 5151 Warren Street Philadelphia, PA 19131	Schuylkill River (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

NOTICES

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<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>
Fell Township, Lackawanna Co.	PAG02003510015	Robert Thornton 2 Rittenhouse St. Simpson, Pa 18407	UNT to Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Throop Borough, Lackawanna Co.	PAG02003510016	BGM Enterprises, Inc. 930 Dunmore St. Throop, PA 18512	Eddy Creek, WWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Upper Saucon Twp. Lehigh Co.	PAG02003910006	Thaddeus Fields Jeffrey Strauss Capstone ResDev, LLC 718 N. Glenwood St. Allentown, PA 18104	Laurel Run trib to Saucon Creek, CWF, MF	Lehigh Co. Cons. Dist. 610-391-9583
Eaton Twp., Wyoming Co.	PAG02006610005	Skyhaven Airport 17 Runway Rd. Tunkhannock, PA 18657	Susquehanna River, WWF,MF	Wyoming Co. Cons. Dist. 570-836-2589
Dillsburg Borough York County	PAG2006709019	Ironwood Dillsburg Tract 4 Barlo Circle P. O. Box 432 Dillsburg, PA 17019	Fishers Run/CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Fairview Township York County	PAG2006710028	Pennsylvania Department of Transportation 2140 Herr Street Harrisburg, PA 17103	Yellow Breeches/CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Spring Garden Township York County	PAG2006707076-1	York College of Pennsylvania 441 Country Club Road York, PA 17403	Oil Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
York Township York County	PAG2006709021	Clark P. Drenning Aikon, LP 2520 Knob Hill Road York, PA 17403	Mill Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
West Cocalico Township Lancaster County	PAG2003610062	Walter Augsberger 700 Swamp Church Road Reinholds, PA 17569	UNT to Cocalico Creek/WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext 5
Lemoyne Borough Cumberland County	PAG2002104042R-1	John Huenke Cornerstone Development Group, Inc. 200 Bailey Drive, Suite 202 Stewartstown, PA 17363	UNT to Susquehanna River/WWF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle, PA 17013 717-240-7812
North Towanda Township Bradford County	PAG2000810014	Healthy Properties Inc of Towanda RR 1 Box 140C Towanda, PA 18848	Sugar Creek WWF Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Center RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, X 6

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Armstrong County
Kittanning Borough

PAG2000310003

Trek Development Group, Inc.
130 Seventh Street, Suite 300
Pittsburgh, PA 15213

Allegheny River
(WWF)

Armstrong County
CD
Armsdale
Administration
Building
124 Armsdale Road
Kittanning, PA 16201
724-548-3435

General Permit Type—PAG-3

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Dauphin County /
Williams Township

PAR803724

Tower Sales, Inc.
(Williamstown Bulk Petroleum
Storage Facility)
PO Box A
Tower City, PA 17980

Wiconisco Creek /
WWF

DEP - SCRO - WQ
909 Elmerton Avenue
Harrisburg, PA
171110
717-705-4707

Latrobe Borough
Westmoreland
County

PAR806271

First Student, Inc.
110 Perimeter Park
Suite E
Knoxville, TN 37922

UNT to Monastery
Run

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

Hamlin Township
McKean County

PAR228325

Domtar Paper Company, LLC
100 Center Street
Johnsonburg, PA 15845

Lanigan Brook

DEP
NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
814/332-6942

Permit Type—PAG-4

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Neshannock
Township
Lawrence County

PAG041012

John Peluso
205 Cunningham Road
New Castle, PA 16105

Unnamed tributary
of Neshannock Creek
20-A

DEP
NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
814/332-6942

Harborcreek
Township
Erie County

PAG041013

Robert Witherow
2060 Davison Road
Harborcreek, PA 16421

Elliotts Run 15

DEP
NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
814/332-6942

Greenfield
Township
Erie County

PAG041016

Jerry R. McCauley
9595 New Road
North East, PA 16428

Unnamed Tributary
to West Branch
French Creek 16-A

DEP
NWRO
Water Management
230 Chestnut Street
Meadville, PA
16335-3481
814/332-6942

Permit Type—PAG-5

Facility Location:
Municipality &
County

Permit No.

Applicant Name &
Address

Receiving
Water/Use

Contact Office &
Phone No.

Bedford County /
West Providence
Township

PAG053601

Barkman Oil Company
PO Box 175
Woodbury, PA 16695

UNT Raystown
Branch Juniata
River / WWF

DEP - SCRO
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

STATE CONSERVATION COMMISSION

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 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 a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
David Zimmerman 2151 Mt. Zion Rd Lebanon, PA 17046	Lebanon	271	400.81	Beef & Poultry	NA	Approved
New Hope Farm Country View Family Farms 23177 Back Rd. Concord, PA 17217	Franklin	29	2,715.95	Swine	NA	Approved
Melvin Huber 457 Coldsprings Rd Elizabethtown, PA 17022	Lancaster	61.3	348.0	Layers	NA	R

**PUBLIC WATER SUPPLY (PWS)
PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. 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 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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 document to a lawyer at once.

Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Operations Permit issued to: **City of Lancaster—Susquehanna Water Treatment Plant**, West Hempfield Township, **Lancaster County** on 10/27/2010 for the operation of facilities approved under Construction Permit No. 3606501.

Operations Permit issued to: **City of Lancaster—Conestoga Water Treatment Plant**, 7360058, Lancaster, **Lancaster County** on 11/8/2010 for the operation of facilities approved under Construction Permit No. 3606502.

Operations Permit issued to: **South Middleton Township Municipal Authority**, 7210050, South Middleton Township, **Cumberland County** on 11/9/2010 for the operation of facilities approved under Construction Permit No. 2110501 MA.

Operations Permit issued to: **Washington Township Municipal Authority**, 7280026, Washington Township, **Franklin County** on 11/8/2010 for the operation of facilities approved under Construction Permit No. 2809521 MA.

Operations Permit issued to: **Washington Township Municipal Authority**, 7280026, Washington Township, **Franklin County** on 11/8/2010 for the operation of facilities approved under Construction Permit No. 2809520 MA.

Operations Permit issued to: **Washington Township Municipal Authority**, 7280026, Washington Township, **Franklin County** on 11/8/2010 for the operation of facilities approved under Construction Permit No. 2809518 MA.

Operations Permit issued to: **Washington Township Municipal Authority**, 7280026, Washington Township, **Franklin County** on 11/8/2010 for the operation of facilities approved under Construction Permit No. 2809519 MA.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant	Shinglehouse Borough
[Township or Borough]	Shinglehouse Borough
County	Potter
Responsible Official	Mr. Shawn J. Metcalf Borough of Shinglehouse P. O. Box 156 Shinglehouse, PA 16748
Type of Facility	Public Water Supply—Operation

Consulting Engineer	Dale Sorensen, P.E. Northwest Engineering P. O. Box Q Tidioute, PA 16351
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Permit Issued Date	November 10, 2010
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Description of Action	4-log inactivation of viruses at Entry Point 101 (Well No. 3) and Entry Point 102 (Well No. 2).
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Permit No. 5310501—Construction Public Water Supply.

Applicant	Galeton Borough Authority
[Township or Borough]	West Branch Township

County	Potter
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Responsible Official	Bernard Hoppe, Vice Chairman Galeton Borough Authority 4 Sherman Street Galeton, PA 16922
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Type of Facility	Public Water Supply—Construction
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Consulting Engineer	Michael J. Peleschak, P.E. Alfred Benesch & Company 400 One Norwegian Plaza Pottsville, PA 17901
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Permit Issued Date	November 10, 2010
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Description of Action	Construction of infiltration galleries within the stream channels of both Wetmore Run and Right Branch Wetmore Run.
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Permit No. 5910502—Construction and Operation Public Water Supply.

Applicant	Leonard Harrison State Park
[Township or Borough]	Shippen Township

County	Tioga
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Responsible Official	John Norbeck, Director DCNR-Facility Design & Construction P. O. Box 8551 Harrisburg, PA 17105
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Type of Facility	Public Water Supply—Construction and Operation
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Consulting Engineer	Shawn D. Beeler, P.E. DCNR-Facility Design RCSOB P. O. Box 8551 Harrisburg, PA 17105
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Permit Issued Date	November 10, 2010
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Description of Action	Construction and operation of the recently installed cartridge filtration system to treat the surface water influenced spring at Leonard Harrison State Park.
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Permit No. Minor Amendment—Operation Public Water Supply.

Applicant	Dushore Water Authority
[Township or Borough]	Dushore Borough

County	Sullivan
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Responsible Official Mr. Scot C. Sample
Dushore Water Authority
P. O. Box 248
Dushore, PA 18614

Type of Facility Public Water Supply—Operation

Consulting Engineer N/A

Permit Issued Date November 12, 2010

Description of Action 4-log inactivation of viruses at Entry Point 102 (Well No. 2), Entry Point 103 (Well No. 4) and Entry Point 104 (Well Nos. 5 and 6).

Permit No. 5910503—Construction and Operation
Public Water Supply.

Applicant **Mansfield University**
[Township or Borough] Mansfield Borough

County **Tioga**

Responsible Official Mr. Richard Nelson
Mansfield University
Brooks Maintenance Building
115 Sherwood Street
Mansfield, PA 16933

Type of Facility Public Water Supply—
Construction and Operation

Consulting Engineer Mark Glenn, P.E.
Gwin, Dobson and Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Permit Issued Date November 12, 2010

Description of Action Construction and operation of a transmission line to convey finished water from Mansfield Boro. Mun. Auth. water system to Mansfield University water system.

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

Operations Permit issued to: **Conemaugh Township Municipal Authority**, Box 429, 113 South Main Street, Davidsville, PA 15928, (PWSID #4560048) Paint and Quemahoning Townships, **Somerset County** on October 28, 2010 for the operation of facilities approved under Construction Permit # 5609503MA.

Operations Permit issued to: **Church Communities in PA**, New Meadow Run, PO Box 240, 101 New Meadow Run Road, Farmington, PA 15437, (PWSID #5260042) Wharton Township, **Fayette County** on November 4, 2010 for the operation of facilities approved under Construction Permit # 2610505MA.

Operations Permit issued to: **Beaver Falls Municipal Authority**, 1425 Eighth Avenue, Beaver Falls, PA 15010, (PWSID #5040012) Eastvale Borough, **Beaver County** on November 4, 2010 for the operation of facilities approved under Construction Permit # 0410514.

Operations Permit issued to: **Beaver Falls Municipal Authority**, 1425 Eighth Avenue, Beaver Falls, PA 15010, (PWSID #5040012) Eastvale Borough, **Beaver County** on November 4, 2010 for the operation of facilities approved under Construction Permit # 0409506MA.

Operations Permit issued to: **Beaver Falls Municipal Authority**, 1425 Eighth Avenue, Beaver Falls, PA 15010, (PWSID #5040012) Eastvale Borough, **Beaver County** on November 4, 2010 for the operation of facilities approved under Construction Permit # 0409501.

Permit No. 0209526GWR, Minor Amendment. Public Water Supply.

Applicant **Shaler Township**
300 Wetzel Road
Glenshaw, PA 15116

[Borough or Township] Shaler Township

County **Allegheny**

Type of Facility Water treatment plant

Consulting Engineer

Permit to Operate Issued November 9, 2010

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

Operations Permit issued to **Paint Township Municipal Water Authority**, Paint Township, **Clarion County** on November 2, 2010. Action is for operation of newly installed waterline to service residents & businesses situated along Route 66, Doe Run Road, McClain-Watson, Myers & Manor Church Roads within the Township. Project involved installation of a pipeline infrastructure from existing waterline; source is PA American Water, and in accordance with construction permit 1607501, issued May 22, 2008.

Permit No. 1684501-MA4, Public Water Supply

Applicant **Rimersburg Borough Municipal Authority**

Township or Borough Rimersburg Borough

County **Clarion County**

Type of Facility Public Water Supply

Consulting Engineer Kenneth Orie, PE

Permit to Construct Issued 11/10/2010

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Summit Township	8900 Old French Road— Suite 102 Erie, PA 16509-5470	Erie

Plan Description: The approved plan provides for the extension of sewers to serve areas of documented need within Summit Township. The three initial areas to be served are: Dorn Road west off State Route 19, New Road west off State Route 19, and Proctor Avenue/Merle Avenue/Melvin Road extending off E. Johnson Road east

of State Route 97. Approximately 43 existing homes will be served through the construction of approximately 9,200 linear feet of gravity sewer and 1,800 feet of force main with a new pumping station. Potential exists for connection of approximately 60 total EDU's when considering undeveloped lots. 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>
Millcreek Township	3608 West 26th Street Erie, PA 16506-2059	Erie

Plan Description: The approved plan provides for extension of the existing sanitary sewer system including construction of a sanitary sewer main and duplex pump station. Service is planned for 20 residential properties along Arbuckle Road and a redirection of 280 existing units in the Sterling Ridge subdivision to the proposed sewerage facilities. The total EDU's is 300, and will generate 75,000 GPD. The proposed pump station will be located near the intersection of Arbuckle Road and Foote Mill Road. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Newberry Township	1915 Old Trail Road, Etters, PA 17319	York County

Plan Description: Mulligan Drive Interceptor, DEP Code No. A3-67945-382-3m: The approved plan provides for a proposed interceptor within Newberry Township, York County that will eliminate the Mulligan Drive Pump Station. The interceptor will be constructed in two sections. The first section, beginning at Mulligan Drive and ending at Manhole 68, will have a capacity of 1,403,961 gpd. The second section, beginning at Manhole 68 and ending at the Fox Farm Interceptor near Pines Road, will have a capacity of 3,432,480 gpd. All flows will ultimately be tributary to the Newberry Township Wastewater Treatment Plant. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location: Borough or

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
East St Clair Township	1445 Quaker Valley Road New Paris, PA 15554	Bedford County

Plan Description: The approved plan provides for the upgrade to the Camp Pleasant Pump Station to relieve a hydraulic overload and connection ban. 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.

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

**Proposed Interim Response Revised
Plumstead Fire HSCA Site,
Plumstead Township, Bucks County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.102—6020.1303), has initiated a prompt interim response at the Plumstead Fire HSCA Site, Plumstead Township, Bucks County, Pennsylvania.

The Plumstead Fire Site is located northeast of the intersection of Easton Road (Rt 611) and Stump Road in Plumstead Township Bucks County. On June 29, 2010 a building caught on fire at 5189 Stump Road, Pipersville, PA. An alternate address for the property is 5189 Stump Road, Plumsteadville, PA ("Site").

As a result of the fire and firefighting activities, in the course of which large quantities of water were sprayed on the fire, various chemical constituents that were stored on the property were released with the firefighting water runoff.

Inspections by the Department at the time of the fire and in subsequent visits revealed that contaminated runoff from the fire fighting activities flowed into one of the adjacent ponds and, from that pond into the second adjacent pond, via a connecting culvert. When the water level in the second pond reached an overflow pipe, the water entered a previously dry swale and flowed into nearby fields, where it was observed seeping into the ground. In August 2010, soil samples collected from the edge of the ponds revealed elevated levels of Antimony. In September 2010, samples collected from the sediment on the bottom of the pond revealed elevated concentrations of Benzene, Benzoic Acid, Antimony, Sodium, and Manganese.

Following the fire, the Bucks County Department of Health visited the homes of the residents and observed that the appearance and odor of the water from their wells were similar to the appearance and odor of water in the ponds. Samples were collected from these wells on various occasions between July and October. In several residential homes, the results revealed elevated levels of Benzene, Benzoic Acid, Antimony, Sodium, and Manganese. The wells serving many of these homes are considered shallow as they are less than 90 feet deep.

To address the release and threat of release of hazardous substances at the Site, and corresponding threats to human health and the environment, the Department initiated a prompt interim response action at the Site under Sections 501(a) of HSCA, 35 P.S. § 6020.501(a). In August 2010, a tanker truck was provided to 11 homes as a whole house water source. In addition, the Department has initiated the installation of deeper wells and/or treatment systems to address the contaminated water supplies and has initiated the draining and excavation of the ponds. The Department has determined that these actions are protective of human health and the environment, comply with Applicable, Relevant and Appropriate Requirements (ARARs) and are feasible and cost-effective. Other possible alternatives with regard to the contaminated water supplies included no action, continued use of the tanker trucks, treatment only, and the installation of a waterline. The only alternative to draining and excavation of the ponds was no action.

An Administrative Record, which contains more detailed information concerning this prompt interim response action, is available for public inspection. The Administrative Record may be examined from 8 a.m. until 4 p.m. at the Department's office at 2 East Main Street, Norristown PA 19401. Those interested in examining the Administrative Record should contact the Department's Records Management Section (484) 250-5910 to arrange for an appointment. An additional copy of the Administrative Record is available for review at the Plumstead Township Municipal Building at 5186 Stump Rd., Plumsteadville, PA 18949.

Pursuant to Sections 505(b) and 506(d) of HSCA, 35 P. S. § 6020.505(b) and 6020.506(d), the Department will conduct a public hearing on December 14, 2010 at 7:00 pm at the Plumstead Township Municipal Building located at Plumstead Township Municipal Building at 5186 Stump Road, Plumsteadville, PA 18949. Anyone who would like to present formal oral comments regarding this proposed response may do so by registering with the Department before the meeting. Individuals may register by calling the Department's Community Relations Supervisor Deborah Fries (484) 250-5808.

Any person with a disability who wishes to attend the public hearing and will require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Deborah Fries at the telephone number listed above or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs. The public may also submit written comments regarding the Department's Prompt Interim Response action during the period of public comment. In accordance with Section 506(c) of HSCA, 35 P. S. § 6020.506(c), the Department has established a period for public comment that is now open until close of business February 14, 2011. Written comments should be addressed to Bonnie McClennen, Project Officer, Pennsylvania Department of Environmental Protection, 2 East Main Street, Norristown, PA 19401.

Anyone with questions regarding this notice should contact Bonnie McClennen at (484) 250-5965.

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—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the

final report, will 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, contact the environmental cleanup program manager in the Department 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. 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

Richard and Cynthia Newcomer Residence, Jackson Township, **York County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Richard and Cynthia Newcomer, 230 Perry Avenue, York, PA 17408; James Martin 228 Perry Avenue, York, PA 17408, and State Farm Insurance Company, PO Box 8061, Ballston Spa, NY 12020-8061, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

Reading School District/Windsor & Ritter Streets Property, City of Reading, **Berks County**. Barry Isett & Associates, Inc., PO Box 147, Trexlertown, PA 18087, on behalf of the Reading School District, 800 Washington Street, Reading, PA 19601, submitted a Remedial Investigation Report and a Cleanup (Capping) Plan for site soils contaminated with Inorganics and PAHs. The site will be remediated to the Site-Specific Standard.

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

John Maneely Company—Wheatland Tube Cold Draw Facility, Wheatland Borough, **Mercer County**. ENVIRON International Corporation, 1760 Market Street, Suite 1000, Philadelphia, PA 19103 and The Payne Firm, Inc., 11231 Cornell Park Drive, Cincinnati, OH 45242 has submitted a Remedial Investigation/Risk Assessment Report concerning remediation of site soil contaminated with Benzene, 1,1-dichloroethene, methylene chloride, cis-1,2-dichloroethene, trans-1,2-dichloroethene, 1,1,1-trichloroethane, tetrachloroethene, trichloroethene and site groundwater contaminated with Benzene, Carbon Tetrachloride, Chloroform 1,3-dichlorobenzene, 1,1-dichloroethane, 1,2-dichloroethane, 1,1-dichloroethene, cis-1,2-dichloroethene, Methylene Chloride, Tetrachloroethene, Toluene, 1,1,1-trichloroethane, 1,1,2-trichloroethane, Trichloroethene, and Sulfate. The report is intended to document the remediation of the site to meet the Statewide Health and Site-Specific Standards.

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—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the 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 nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by 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 analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office 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. 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:

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

Former Mutter and Stauffer Facility, Borough of East Greenville **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc. 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Andrew W. Meadows, CCM LLC, 1511 North Adam Street, Pottstown, PA 19464

has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with unleaded gasoline. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 29, 2010.

Pottstown Industrial Complex, Borough of Pottstown **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406, Walter H. Hungarter II, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Jay Brown, Pottstown Industrial Complex, LP, 261 South Keim Street, Pottstown, PA 91464 has submitted a Remedial Investigation/Cleanup Plan concerning the remediation of site groundwater and soil contaminated with chlorinated solvents. The Remedial Investigation/Cleanup Plan was approved by the Department on October 13, 2010.

Former MA Bruder & Sons, Inc., City of Philadelphia **Philadelphia County**. David R. Kerschner, KU Resource, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Kenneth H. Stroebel, The Sherwin-Williams Company, 101 Prospect Avenue, NW Cleveland, OH 44115-1075 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with other organics. The Final report did not demonstrate attainment of the Statewide Health Standard and was placed on hold by the Department on October 27, 2010.

919 Wallace Street, City of Philadelphia, **Philadelphia County**. Thomas Jones, Penn E&R, Inc. 2755 Bergey Road, Hatfield, PA 19440, Darryl D. Borrelli, Manko Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf of Jack Levin, Roselawn Abstract LP, 1411 Walnut Street Third Floor, Philadelphia, PA 19102 has submitted a Final Report concerning the remediation of site soil contaminated with inorganic. The Final report demonstrated attainment of the Site Specific Standard and was approved by the Department on October 18, 2010.

200 North American Street, City of Philadelphia, **Philadelphia County**. Michelle Flowers, REPSG, 6901 Kingessing Avenue, Suite 201, Philadelphia, PA 19142, Mark Kuczynski, REPSG, 6901 Kingessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Stephanie Hernandez, Congreso de Latinos Unidos, Inc./2800 American Street Company, Philadelphia, PA 19133 has submitted a Remedial Investigation Report concerning the remediation of site groundwater and soil contaminated with organics. The Remedial Investigation Report was approved by the Department on October 19, 2010.

Universal Concrete, West Pottsgrove Township **Montgomery County**. Richard D. Trimpi, Trimpi Associates Inc. 1635 Old Plains Road, Pennsburg, PA 18073 Andre W. Meadows, CCM LLC, 1511 North Adam, Street, Pottstown, PA 19464 on behalf of Donald L. Faust, 400 Old Reading Pike, Inc., 400 Old Pike Reading Pike, Suite 100, Stowe, PA 19464 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with no. 6 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 27, 2010.

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

Buske Lines, Inc. Diesel Fuel Release/Pilot Travel Center Carlisle, Middlesex Township, **Cumberland County**. Taylor GeoServices, Inc., 38 Bishop Hollow Road, Newtown Square, PA 19073, on behalf of Buske

Lines, Inc., 7 Gateway Commons Center Drive, Edwardsville, IL 62025 and Pilot Travel Centers, LLC, 5508 Lonas Drive, Knoxville, TN 37909-3221, submitted a Final Report concerning remediation of site soils contaminated with diesel fuel released from a ruptured saddle tank. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on November 4, 2010.

DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Application Issued for Determination of Applicability for General Permit 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. WMGM039SE 002B. Allan A Myers, LP, dba Independence Construction Materials, 638 Lancaster Avenue, Malvern, PA 19355. This approval is for determination of applicability for the processing and beneficial use of pre-and post-consumer asphalt shingles as an ingredient in hot-mix and cold-mix asphalt paving material at the Coatesville Asphalt Plant located at 410 Doe Run Road in East Fallowfield Township, **Chester County**. The application for determination of applicability was issued by the Southeast Regional Office on October 7, 2010.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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 Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit No. 101477. 58th Street Transfer Station, 2209 S 58th St, Philadelphia PA 19143. This minor permit modification is for approving the operation of an electronic waste (e-waste) recycling center in two existing buildings located within the permit area of 58th Street Transfer Station, a municipal solid waste transfer facility located in the City of Philadelphia, **Philadelphia County**. The permit was issued by the Southeast Regional Office on November 12, 2010.

Permit No. 101549. Bucks County Resource Recovery Inc, 701 Penn Avenue, Marcus Hook PA 19061-4604. This permit is for the 10-year renewal and the major permit modification to accept "Sharps" as a new waste stream for on-site processing at the Bucks County Resource Recovery, Inc. ("BCRRRI"), facility, an infectious waste transfer and processing facility located in the Borough of Marcus Hook, **Delaware County**. The permit was issued by the Southeast Regional Office on November 10, 2010.

AIR QUALITY

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

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

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

GP3-09-0097: Brandenburg Industrial Service Co. (2217 Spillman Drive, Bethlehem, PA 18015) on November 10, 2010, to operate a portable nonmetallic mineral processing plant in Sellersville Township, **Bucks County**.

GP9-09-0027: Brandenburg Industrial Service Co. (2217 Spillman Drive, Bethlehem, PA 18015) on November 10, 2010, to operate diesel-fired internal combustion engines in Sellersville Township, **Bucks County**.

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

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

66-310-018GP3: Meshoppen Stone, Inc. (PO BOX 127, Frantz Road, Meshoppen, PA 18630) on November 5, 2010, to construct and operate a Portable Crushing Operation with watersprays at Nealy Quarry in Braintrim Township, **Wyoming County**.

66-329-005GP9: Meshoppen Stone, Inc. (PO BOX 127, Frantz Road, Meshoppen, PA 18630) on November 5, 2010, to install and operate a Diesel I/C engine at Nealy Quarry in Braintrim Township, **Wyoming County**.

40-310-084GP3: Moore Materials LLC (615 Moorestown Drive, Bath PA 18014) on November 5, 2010, to construct and operate a Portable Crushing Operation with watersprays at their site in Hunlock Township, **Luzerne County**.

40-329-011GP9: Moore Materials LLC (615 Moorestown Drive, Bath PA 18014) on November 5, 2010, to install and operate a Diesel I/C Engine at their site in Hunlock Township, **Luzerne County**.

58-399-012GP5: Appalachia Midstream Services LLC (6100 North Western Avenue, PO Box 54382, Oklahoma City, OK 73154-1382) on November 5, 2010, to construct and operate a Natural Gas Compressor Station (Koromlon Facility) at their site in Rush Township, **Susquehanna County**.

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

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

GP1-65-00921: North Side Foods Corp. (2200 Rivers Edge Drive, Arnold, PA 15068) on November 2, 2010, to allow the continued operation of small natural gas-fired boilers and combustion units at their Arnold Plant located in Arnold City, **Westmoreland County**. This is a renewal of the GP-1 authorization.

GP5-63-00959: Chesapeake Appalachia, LLC (P. O. Box 18496, Oklahoma City, OK, 73154) on November 3, 2010, received authorization for operation of a natural gas production facility at the Avolio Pad Dehy in Independence Township, **Washington County**.

Plan Approvals Issued under the Air Pollution Control Act 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

09-0187A: Sims Metal Management (300 South Steel Road, Morrisville, PA 19067) on November 5, 2010, for installation of two (2) scrap metal conveyor lines for the recovery of non-ferrous wire and non-ferrous fines at an existing metal recycling facility in Falls Township, **Bucks County**. The fines recovery line will have two cyclone separators used to capture additional recyclable metals from the automobile shredding operation that has been previously permitted. Potential emissions of Total Suspended Particulate (TSP) matter emissions are estimated to increase by 1.11 tons per year. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-0267A: SmithKline Beecham Research Co.—d/b/a/ GlaxoSmith Kline (1250 South Collegeville Road, Collegeville, PA 19426) on November 9, 2010, for modification to the fuel usage and emissions limits for eight (8) nominally 2000 kW #2 fuel oil/diesel generators authorized to be constructed under Plan Approval 46-0267 in Upper Providence Township, **Montgomery County**. The facility is a non-Title V. The increase in permitted fuel usage will be 13,990 gallons/year. The increases in carbon monoxide (CO), particulate matter (PM) and volatile organic compounds (VOC) are below de minimis levels for the facility, as defined by 25 Pa. Code 127.449. The increase in permitted emissions for formaldehyde is equivalent to 0.08 tons per year. The permittee is not authorized to modify the engine nor change any method of operation other than the CO, PM, VOC and formaldehyde emissions rate and the fuel usage as authorized under this Plan Approval modification.

46-0273: Titanium Finishing Co. (248 Main Street, East Greenville, PA 18041) On November 10, 2010, for operation of a Trichloroethylene Vapor Degreaser unit with an interface area of 18 square feet in East Greenville Borough, **Montgomery County**. The source is subject to the National Emissions Standard for Halogenated Solvent Cleaning (NESHAPs), 40 C.F.R. Part 63 Subpart T. This facility is a non-Title V (State-only), Natural Minor facility, as it has the potential to emit less than 10 tons of individual HAP per year. The Plan Approval will contain monitoring and record keeping requirements, and operating conditions designed to keep the facility operating within the allowable emission limitations and all applicable air quality requirements.

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

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

52-303-002: Eureka Stone Quarry, Inc. (PO Box 249, Chalfont, PA 18914) on November 15, 2010 for installation of a new baghouse on their existing asphalt plant at their facility in Milford Borough, **Pike 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

36-05154A: Mount Joy Wire Corp. (1000 East Main Street, Mount Joy, PA 17552-9332) on November 9, 2010, to install a spark ignition Reciprocating Internal Combustion Engine (RICE) for a combined heat and power project at their wire manufacturing facility in Mount Joy Borough, **Lancaster County**.

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

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

24-166B: National Fuel Gas—Bowen Station (1100 State Street, Erie, PA 16512) on November 5, 2010, to install two (2) 1775 bhp natural gas compressor engines at their facility in Highland Township, **Elk County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

23-0066B: Pyropure, Inc.—t.a. Pyromet (5 Commerce Drive, Aston, PA 19014) On November 4, 2010, to operate (5) five existing baghouses in Chester Township, **Delaware County**.

09-0211: Pennridge High School (410 East Walnut Street, Perkasio, PA 18944) on November 10, 2010, minor modification of the Plan Approval No. 09-0211 for their boiler operation in East Rockhill Township, **Bucks County**. The original Plan Approval required for the permittee to conduct the boiler stack testing before October 8, 2010. The modified has proposed to complete the boiler stack testing on or before January 8, 2011.

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

06-05109A: Atlas Minerals & Chemicals (1227 Valley Road, PO Box 38, Mertztown, PA 19539) on May 7, 2010, to construct and modify a second asphalt processing line controlled by an oil knockout tank and an afterburner, at their facility in Longswamp Township, **Berks County**. This plan approval was extended.

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

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

26-00573A: Johnson Matthey, Inc. (605 Mountain View Drive, Smithfield, PA 15478) on November 8, 2010, to extend the period of temporary operation of the catalyst production facility covered under plan approval 26-00573A until June 8, 2011 located in Smithfield Borough, **Fayette County**. The Plan Approval has been extended.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

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

10-00079: BNZ Materials, Inc. (191 Front Street, Zelienople, PA 16063-1088) on November 10, 2010, to re-issue the Title V Operating Permit for their facility in Zelienople Borough, **Butler County**. The facility manufactures clay refractories. The facility's major emission sources include clay storage bin transfer, clay silos transfer, sawdust transfer No. 1- holding bin, sawdust transfer No. 2 - sawdust silo, sawdust grinder, sawdust transfer No. 3- molding, batcher premix transfer, molding process, No. 2 finishing machine, No. 2 finishing machine feeder, No. 1 finishing machine, power shape machine, special shapes machines, degreasers, miscellaneous natural gas usage, cement fiberboard cutting operation, hot water heater, #2 and No. 3 dryer, No. 1, No. 2 and No. 4 kiln, laboratory test kiln. The facility is a major facility due to its potential to emit of carbon monoxide. This facility is not subject to compliance assurance monitoring because the individual source's precontrolled emission does not exceed the Title V emission threshold.

24-00083: Mersen USA—St Marys (215 Stackpole Street, St. Marys, PA 15857-1401) on November 3, 2010, issued an administrative amendment to the Title V Operating Permit to incorporate the conditions from plan approvals 24-083P and 24-083R into the permit for the facility located in St. Marys City, **Elk County**.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

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

46-00221: Upper Moreland—Hatboro Joint Sewer Authority (2875 Terwood Road, Willow Grove, PA 19090) on November 4, 2010, is a non-Title V, Natural Minor facility in Upper Moreland Township, **Montgomery County**. The facility owns and operates a sewage treatment plant, a sewage sludge incinerator with a venturi scrubber, an impingement scrubber, and an afterburner, and a 2,000 KW emergency generator. The facility's potential to emit criteria pollutants is less than major thresholds. The sewage sludge incinerator is subject to the requirements of 40 C.F.R. Part 503 Subpart E. The emergency generator is subject to the requirements of 40 C.F.R. Part 60 Subpart IIII. Monitoring and recordkeeping requirements have been added to the permit to address applicable limitations.

09-00163: H & K Materials, Inc.—Blooming Glen Quarry (901 Minsi Trail, Blooming Glen, PA 18911) on November 9, 2010, this facility is a non-Title V facility. Renewal of a Synthetic Minor Operating Permit issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450 in Hilltown Township, **Bucks County**. The Operating Permit will contain record keeping requirements, monitoring requirements and operating conditions designed to keep the facility operating within the allowable emission limits and all applicable air quality requirements.

09-00182: Armoloy Co. of Philadelphia (1105 Miller Avenue, Croydon, PA 19028) on November 10, 2010, for operation of their facility in Bristol Township, **Bucks County**. This action is a renewal of the permit for a non-Title V (Natural Minor) facility. The facility is a basic manufacturing industry, specializing in various types of electroplating, plating, anodizing, and finishing of metals products. 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.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). 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 applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

Coal Permits Actions

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

32980106 and NPDES No. PA0234770. M & S Mining, Inc., Box 343, Punxsutawney, PA 15767, permit renewal for reclamation only of a bituminous surface mine in East Mahoning Township, **Indiana County**, affecting 81.4 acres. Receiving stream(s): unnamed tributaries to Dixon Run classified for the following use(s): high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 17, 2010. Permit issued: November 9, 2010.

32090103 and NPDES No. PA0262889. Alverda Enterprises, Inc., P. O. Box 245, Alverda, PA 15710, commencement, operation and restoration of a bituminous surface and auger mine in Pine Township, **Indiana County**, affecting 20.4 acres. Receiving stream(s): Yellow Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 7, 2009. Permit issued: November 10, 2010.

32790103 and NPDES No. PA0079791. Keystone Coal Mining Corporation, P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774, permit renewal of a bituminous surface mine in Young Township, **Indiana County**, affecting 19.0 acres. Receiving stream(s): Unnamed tributaries to Big Run classified for the following use(s): cold water fishery. There are no potable water supply intakes

within 10 miles downstream. Application received: June 21, 2010. Permit issued: November 10, 2010.

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

24930102 and NPDES Permit No. PA0211788. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853) Renewal of an existing bituminous strip operation in Horton Township, **Elk County** affecting 236.7 acres. Receiving streams: Unnamed tributary to Johnson Run, unnamed tributary to Brandy Camp Creek. This renewal is issued for reclamation only. Application received: September 10, 2010. Permit Issued: November 8, 2010.

16080108 and NPDES Permit No. PA0258652. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) Commencement, operation and restoration of a bituminous strip operation in Perry Township, **Clarion County** affecting 222.2 acres. Receiving streams: Unnamed tributaries to the Allegheny River and unnamed tributaries to the Clarion River. Application received: August 25, 2008. Permit Issued: November 8, 2010.

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

54851315R5 and NPDES Permit No. PA0224464. Summit Anthracite, Inc., (196 Vista Road, Klingerstown, PA 17941), renewal for reclamation activities only of an anthracite underground mine operation in Schuylkill Township, **Schuylkill County** affecting 9.8 acres, receiving stream: Big Creek. Application received: September 17, 2010. Renewal issued: November 10, 2010.

Noncoal Permits Actions

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

24102802. Red Hill Stone Quarry, LLC (311 West Center Street, Johnsonburg, PA 15845) Commencement, operation and restoration of a small sandstone operation in Jay Township, **Elk County** affecting 5.0 acres. Receiving streams: Spring Run. Application received: September 29, 2010. Permit Issued: November 9, 2010.

24102803. Red Hill Stone Quarry, LLC (311 West Center Street, Johnsonburg, PA 15845) Commencement, operation and restoration of a small sandstone operation in Jay Township, **Elk County** affecting 5.0 acres. Receiving streams: Spring Run. Application received: September 29, 2010. Permit Issued: November 9, 2010.

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

35090801. Donald J. Vaverchak, (907 Route 6, Mayfield, PA 18433), commencement, operation and restoration of a quarry operation in Mayfield Borough, **Lackawanna County** affecting 1.0 acre, receiving stream: none. Application received: May 1, 2009. Permit issued: November 8, 2010.

45100801. Pocono Manor Investors, LP, (P. O. Box 38, Pocono Manor, PA 18349), commencement, operation and restoration of a quarry operation in Tobyhanna Township, **Monroe County** affecting 5.0 acres, receiving stream: none. Application received: May 3, 2010. Permit issued: November 10, 2010.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

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

61104002. Otto Cupler Torpedo Company (P. O. Box 119, Pleasantville, PA 16341) Blasting Activity Permit for oil well stimulation in President Township, **Venango County**. This blasting activity permit expires on November 15, 2010. Application received: November 8, 2010. Permit Issued: November 10, 2010.

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

08104128. Austin Powder Northeast, LLC (25800 Science Park Drive, Beachwood, OH 44122). Blasting for a gas well pad located in Smithfield Township, **Bradford County**. Permit issued: November 4, 2010. Permit expires: October 25, 2011.

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

48104113. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for LVSC Warehouse in Forks Township, **Northampton County** with an expiration date of October 27, 2011. Permit issued: November 5, 2010.

58104122. Gregory General Contracting, (P. O. Box 2237, Pulaski, VA 24301), construction blasting for Phelps to Polovitch Natural Gas Pipeline in Lathrop Township, **Susquehanna County** and Nicholson Township, **Wyoming County** with an expiration date of October 26, 2011. Permit issued: November 5, 2010.

66104003. Mike Kipar, (6005 SR 267, Meshoppen, PA 18630) and Brainard Explosives, (3978 SR 2073, Kingsley, PA 18826), construction blasting for the Adams Well Pad in Windham Township, **Wyoming County** with an expiration date of November 1, 2011. Permit issued: November 8, 2010.

58104123. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for the Stalter Well Pad in Lenox Township, **Susquehanna County** with an expiration date of December 31, 2011. Permit issued: November 9, 2010.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. 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 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E08-468. Michael A. Greenough, RR2 Box 213B, Columbia Crossroads, PA 16914. Water Obstruction and Encroachment Joint Permit, in Smithfield Township, **Bradford County**, ACOE Susquehanna River Basin District (Ulster, PA Quadrangle N: 41° 50' 30"; W: 76° 37' 6").

To construct and maintain a bridge having a span of 45 feet, width of 13 feet and an underclearance of 7.5 feet over Tomjack Creek (WWF). The bridge is located off Smithfield Road, 1.5 miles southwest of East Smithfield in Smithfield Township, Bradford County. This project proposes to permanently impact 13 linear feet of Tomjack Creek, which is designated a Warm Water Fishery and impact 0.0 acres jurisdictional wetlands. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E04-330. Independence Conservancy, PO Box 248, Industry, PA 15052-0248. To construct and maintain a stream restoration project in two reaches of Raredon Run (WWF) between Potts Hollow Road and Raccoon Creek in Independence Township, **Beaver County**, Pittsburgh ACOE District as follows:

1. Area 1: To remove the existing stone and concrete wall and to construct and maintain stream bank protection for a length of 110 feet on the right bank upstream of the Bocktown Cork Road bridge. The project includes realignment of the channel at the bridge and to construct and maintain floodplain for a total length of 160 feet along Potts Hollow Road (Aliquippa, PA Quadrangle N: 7.5 inches; W: 7.05 inches; Latitude: 40° 32' 29"; Longitude: 80° 18' 03").

2. Area 2: To relocate and maintain 1950 linear feet of Raredon Run along Ridge Road, starting from the bridge near Raccoon Creek for the purpose of removing the curves, to reduce flooding of the Road and to reduce stream erosion and sedimentation. The new channel is approximately 1510 feet long and consists of construction of a 5-foot wide, 4-inch deep low-flow channel, floodplain, ten (10) rock cross-vane structures, two (2) saw-tooth deflectors with rock bank stabilization, and riparian buffer seed, shrub, and tree planting (Aliquippa, PA Quadrangle N: 9.2 inches; W: 7.4 inches; Latitude: 40° 33' 02"; Longitude: 80° 18' 12").

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. 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 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 a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal 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.

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

09/28/2010
ESCGP-1 No.: ESX10-059-0075
Applicant Name: EQT Production
CONTACT: Todd Klaner
Address: 455 Racetrack Road City: Washington State: PA
Zip Code: 15301
County: Greene Township(s): Morgan
Receiving Stream(s) And Classifications: Browns Run/
UNT to South Fork Tenmile Creek WWF, Other

09/20/2010
ESCGP-1 No.: ESX10-059-0070
Applicant Name: Coal Gas Recovery, LLC
Contact Person: Joanne Reilly
Address: 158 Portal Road, P. O. Box 1020

City: Waynesburg State: PA Zip Code: 15370
 County: Greene Township(s): Wayne
 Receiving Stream(s) and Classifications: Maple Run &
 UNT Tenmile Creek/Monongahela River HQ

09/22/2010

ESCGP-1 No.: ESX10-051-0026 Major Revision
 Applicant Name: Burnett Oil Company, Inc
 Contact Person: Robert Hilliard
 Address: 601 Technology Dirve, Pointe Plaza Bldg. Suite
 120

City: Canonsburg State: PA Zip Code: 15317
 County: Fayette Township(s): German and Nicholson
 Receiving Stream(s) and Classifications: South Branch
 Browns Run, UNT to South Branck Browns Run/Lower
 Monongahela Watershed, Other

10/07/2010

ESCGP-1 No.: ESX10-059-0068 Major Revision
 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: Boothe Run and
 UNT to Enlow Stream/Wheeling Creek Watershed,
 Other

10/12/2010

ESCGP-1 No.: ESX10-051-0039
 Applicant Name: Laurel Mountain Midstresam c/o Will-
 iams Companies, Inc.
 Contact Person: Lisa Reaves
 Address: 2800 Post Oak Boulevard
 City: Houston State: TX Zip Code: 77056
 COUNTY Fayette Township(s): German, Menallen and
 Redstone
 Receiving Stream(s) and Classifications: UNT to Salt
 Lick, Franklin, Rows Run and Dunlap Creek

10/14/2010

ESCGP-1 No.: ESX10-059-0080
 Applicant Name: Alpha Shale Resources, L. P.
 Contact Person: Toby Z. Toby
 Address: 171 Hillpointe Drive
 City: Canonsburg State: PA Zip Code: 15317
 County: Greene Township(s): Center
 Receiving Stream(s) and Classifications: Turkey Hollow,
 UNT to Turkey Hollow Other

10/13/2010

ESCGP-1 No.: ESX10-059-0063 Major Revision
 Applicant Name: Coal Gas Recovery, LLC
 Contact Person: Joanne Reilly
 Address: 158 Portal Rd. P. O. Box 1020
 City: Waynesburg State: PA Zip Code: 15370
 County: Greene Township(s): Franklin
 Receiving Stream(s) and Classifications: UNT to Grimes
 to Grimes Run and Grimes Run/Monongahela River

09/30/2010

ESCGP-1 No.: ESX10-125-0085
 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: Tenmile Creek &
 UNT to Tenmile Creek, Other Secondary Water:
 Monongahela River

09/15/2010

ESCGP-1 No.: ESX10-125-0078
 Applicant Name: CNX Gas Company, LLC

Contact Person: Daniel Bitz
 Address: 200 Evergreen Drive City: Waynesburg State:
 PA Zip Code: 15370

County: Washington Township(s): North and South
 Franklin

Receiving Stream(s) and Classifications: Fork to Bane
 Creek (Trout Stock Fishery, TSF); Tributary to
 Chartiers Creek (WWF) Reservoir Number 4, HQ—
 WWF

09/28/2010

ESCGP-1 NO.: ESX10-059-0074
 Applicant Name: Coal Gas Recovery LLC
 CONTACT PERSON: Joanne Reilly
 ADDRESS: 158 Portal Road, P. O. Box 1020
 City: Waynesburg State: PA Zip Code: 15370
 County: Greene Township(s): Center
 Receiving Stream(s) and Classifications: UNT to Harqus
 Creek, which flow to Southfork Tenmile Creek/
 Monongahela River

10/07/2010

ESCGP-1 NO.: ESX10-125-0087
 Applicant Name: CNX Gas Company, LLC
 CONTACT: Daniel Bitz
 ADDRESS: 200 Evergreene Drive
 City: Waynesburg State: PA 15370
 County: Washington Township(s): Morris
 Receiving Stream(s) and Classifications: UNT to Tenmile
 Creek HW

09/27/2010

ESCGP-1 NO.: ESX10-125-0082
 Applicant Name: Boord, Benckek & Associates, Inc.
 CONTACT:
 ADDRESS: 345 Southpointe Blvd. Suite 202
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Smith
 Receiving Stream(s) and Classifications: UNT WWF-
 Raccoon Creek, WWF-Ohio River

10/05/2010

ESCGP-1 NO.: ESX10-059-0079
 Applicant Name: Coal Gas Recovery LLC
 CONTACT: Joanne Reilly
 ADDRESS: 158 Portal Road, P. O. Box 1020
 City: Waynesburg State: PA Zip Code: 15370
 County: Greene Township(s): Center
 Receiving Stream(s) and Classifications: Hargus Creek
 which flow to Southfork Tenmile Creek/Monongahela
 River HQ

09/27/2010

ESCGP-1 NO.: ESX10-059-0072
 Applicant Name: Energy Corporation of America
 CONTACT: Seth Burdette
 ADDRESS: 1380 Route 286 Highway East, Suite 221
 City: Indiana State: PA Zip Code: 15701
 County: Greene Township(s): Cumberland
 Receiving Stream(s) and Classifications: UNT to Muddy
 Creek, / Lower Monongahela, Other
 Secondary Water: Stone Coal Run WWF

10/05/2010

ESCGP-1 NO.: ESX10/059/0078
 Applicant Name: Atlas Energy Resources, LLC
 CONTACT: Jeremy Hirtz
 ADDRESS: 800 Mountain View Drive
 City: Smith field State: PA Zip Code: 15478
 County: Greene Township(s): Monongahela
 Receiving Stream(s) and Classifications: UNT 41161 to
 Little Whitely Creek, Other
 Secondary Water Little Whiteley Creek

ESCGP-1 NO.:rec'd 10/12/2010 ESX10-005-0007 major Revision

Applicant Name: EXCO Resources (PA) LLC
 CONTACT: Larry Sanders
 ADDRESS: 3000 Ericsson Drive, Suite 200
 City: Warrendale State: PA Zip Code: 15086
 County: Armstrong Township(s): Cowanshannock
 Receiving Stream(s) and Classifications: UNT to Cowanshannock Creek, Other

10/02/2010

ESCGP-1 NO.: ESX10-059-0082
 Applicant Name: Chesapeake Appalachia, LLC
 CONTACT: Tal Oden
 ADDRESS: 179 Chesapeake Drive P. O. Box 1300
 City: Jane Lew State: PA Zip Code: 26378
 County: Greene Township(s): Aleppo
 Receiving Stream(s) and Classifications: UNT to Dunkard Fork, UNT to Mudlick Fork & UNT to Harts Run WV/Ohio River Basin, Other WWF & TSF(Trout Stocked Fishes)

09/27/2010

ESCGP-1 NO.: ESX10-125-0083
 Applicant Name: John Kosky Contracting, Inc.
 CONTACT: John Kosky
 ADDRESS: P. O. Box 136
 City: Cuddy State: PA Zip Code: 15031
 County: Washington Township(s): Deemston
 Receiving Stream(s) and Classifications: Ten Mile Creek, Other
 Secondary Water—Monongahela River (WWF)

10/21/2010

ESCGP-1 NO.: ESX10-125-0092
 Applicant Name: Chesapeake Appalachia, LLC
 CONTACT: Tal Oden
 ADDRESS: 179 Chesapeake Drive, P. O. Box 1300
 City: Jane Lew State: WV Zip Code: 26378
 County: Washington Township(s): Carroll
 Receiving Stream(s) and Classifications: Pigeon Creek/ UNT to Pigeon Creek, Other
 Secondary WWF

09/27/2010

ESCGP-1 NO.: ESX10-059-0073
 Applicant Name: Chesapeake Appalachia, LLC
 CONTACT: Tal Oden
 ADDRESS: 179 Chesapeake Appalachia, LLC
 City: Jane Lew State: WV Zip Code: 26378
 County: Greene Township(s): Aleppo
 Receiving Stream(s) and Classifications: UNT to Mudlick Fork, UNT to Grave Creek (WWF), Grave Creek (WWF) Confluence, Other
 Secondary Water: Mudlick Fork

10/20/2010

ESCGP-1 NO.: ESX10-059-0081
 Applicant Name: EQT Production
 CONTACT: Todd Klaner
 ADDRESS: 455 Racetrack Road
 City: Washington State: PA Zip Code: 15301
 County: Greene Township(s): Morgan
 Receiving Stream(s) and Classifications: Poverty Run (WWF) and UNT to Poverty Run (WWF)
 Secondary Water: South Fork Ten Mile Creek (WWF)

10/22/2010

ESCGP-1 NO.: ESX09-129-0001 Major Revision
 Applicant Name: Williams Production Appalachia LLC
 CONTACT: David R. Freudenrich
 ADDRESS: 1000 Town Center Suite 130
 City: Canonsburg State: PA Zip Code: 15317

County: Westmoreland Township(s): Canonsburg
 Receiving Stream(s) and Classifications: Stony Run & Union Run, Other CWF and WWF (Cold and Warm Water Fishes)
 Secondary Waters: Conemaugh River & Loyalhanna Creek

09/27/2010

ESCGP-1 NO.: ESX10-059-0012 Major Revision
 Applicant Name: EQT Production
 CONTACT: Todd Klaner
 ADDRESS: 455 Racetrack Road
 City: Washington State: PA Zip Code: 15301
 County: Greene Township(s): Morgan
 Receiving Stream(s) and Classifications: Browns Run— Warm Water Fishery (WWF), Other
 Secondary Water: South Fork Ten Mile Creek—WWF

09/23/2010

ESCGP-1 NO.: ESX10-051-0035
 Applicant Name: Burnett Oil Co., Inc
 CONTACT: Bart K. Walker
 ADDRESS: 601 Technology Drive, Pointe Plaza Bldg Suite 120
 City: Canonsburg State: PA Zip Code: 15317
 County: Fayette Township(s): Springhill
 Receiving Stream(s) and Classifications: Rubles Run, CWF, Other
 Secondary Water: Lake Lynn

09/24/2010

ESCGP-1 NO.: ESX10-125-0075
 Applicant Name: MarkWest Liberty Midstream & Resources LLC
 CONTACT: Robert Mchale
 ADDRESS: 100 Plaza Drive Suite 102
 City: Atlasburg State: PA Zip Code: 15004
 County: Washington Township(s): Chartiers
 Receiving Stream(s) and Classifications: Chartiers Run & UNTs to Chartiers Run, Other

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

ESCGP-1 # ESX10-027-0021

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) Spruce Run

ESCGP-1 # ESX10-081-0066(01)

Applicant Name Range Resources—Appalachia, LLC
 Contact Person Carla Suskowski
 Address 380 Southpointe Blvd
 City, State, Zip Canonsburg, PA 15317

County Lycoming

Township(s) Cogan House Twp.
 Receiving Stream(s) and Classification(s) Roaring Run, UNT to Larry's Creek, Larry's Creek

ESCGP-1 # ESX10-015-0296

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

Township(s) Terry Twp.

Receiving Stream(s) and Classification(s) UNT to Susquehanna River, UNT to Durell Creek

ESCGP-1 # ESX10-015-0227(01)

Applicant Name Talisman Energy USA, Inc

Contact Person Tracy Gregory/Eric Potter
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Canton, Granville, Troy Twps.
Receiving Stream(s) and Classification(s) Wallace Brook,
North Branch of Towanda Creek, Alba Creek

ESCGP-1 # ESX10-117-0105(01)
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) Catlin Hollow,
Susquehanna River Basin in PA, Crooked Creek

ESCGP-1 # ESX10-117-0219
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) Chatham Twp.
Receiving Stream(s) and Classification(s) UNT to Crooked
Creek/Susquehanna River Basin in PA, Crooked Creek,
Tioga River

ESCGP-1 # ESX10-117-0227
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) W. Br. Stony
Fork, W. Br. Susquehanna R. Basin, E. Br. Stony Fork

ESCGP-1 # ESX10-033-0004
Applicant Name Caiman Penn Midstream, LLC
Contact Person Steve Skellie
Address 5949 Sherry Lane, Suite 645
City, State, Zip Dallas, TX 75225
County Clearfield
Township(s) Chest Twp.
Receiving Stream(s) and Classification(s) UNT to Wilson
Run, Wilson Run

ESCGP-1 # ESX10-115-0052
Applicant Name Cabot Oil & Gas Corp
Contact Person Jeffrey Keim
Address 5 Penn Center West, Ste 401
City, State, Zip Pittsburgh, PA 15276
County Susquehanna
Township(s) Springville Twp.
Receiving Stream(s) and Classification(s) Thomas Creek

ESCGP-1 # ESX10-015-0322
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) Orwell Twp.
Receiving Stream(s) and Classification(s) UNT to Trout
Stream

ESCGP-1 # ESX10-015-0319
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) Pendleton Creek

ESCGP-1 # ESX10-015-0318
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) Wappasening
Creek

ESCGP-1 # ESX10-015-0266
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) Stevens and Tuscarora Twps.
Receiving Stream(s) and Classification(s) Trib. to
Tuscarora Creek and Bennett Creek, Wyalusing Creek

ESCGP-1 # ESX10-035-0012
Applicant Name Anadarko Marcellus Midstream, LLC
Contact Person Bertha Nefe
Address P. O. Box 1330
City, State, Zip Houston, TX 77251-1330
County Clinton
Township(s) Grugan and Chapman Twps.
Receiving Stream(s) and Classification(s) UNTs to Right
Br. Hyner Run,

ESCGP-1 # ESX10-035-0013
Applicant Name Anadarko Marcellus Midstream, LLC
Contact Person Bertha Nefe
Address P. O. Box 1330
City, State, Zip Houston, TX 77251-1330
County Clinton
Township(s) Beech Creek Twp.
Receiving Stream(s) and Classification(s) East Branch Big
Run, Big Run

ESCGP-1 # ESX10-015-0294
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
Towanda Creek, Towanda Creek

ESCGP-1 # ESX10-015-0309
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 Sackett
Creek, UNT to Parks Creek, Sackett Creek/Parks Creek

ESCGP-1 # ESX10-015-0317
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) Ridgebury Twp.
Receiving Stream(s) and Classification(s) Justice Run,
Three Falls Glen, Bentley Creek, W. Br. Susquehanna
River

ESCGP-1 # 17-09-801(01) PHASE 8
 Applicant Name EOG Resources Inc.
 Contact Person Nathan Wells
 Address 400 Southpoint Blvd, Plaza 1, Suite 300
 City, State, Zip Canonsburg, PA 15317
 County Clearfield
 Township(s) Lawrence Twp.
 Receiving Stream(s) and Classification(s) Coldstream,
 Stone Run

ESCGP-1 # ESX10-015-0293
 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) Miller Run,
 Bentley Creek

ESCGP-1 # ESX10-081-0100
 Applicant Name XTO Energy, Inc.
 Contact Person Bernhardt Kissel
 Address 395 Airport Road
 City, State, Zip Indiana, PA 15701
 County Lycoming
 Township(s) Moreland Twp.
 Receiving Stream(s) and Classification(s) Broad Run and
 Little Muncy Creek, Muncy Creek

ESCGP-1 # ESX10-081-0039(01)
 Applicant Name XTO Energy, Inc.
 Contact Person Bernhardt Kissel
 Address 395 Airport Road
 City, State, Zip Indiana, PA 15701
 County Lycoming
 Township(s) Moreland Twp.
 Receiving Stream(s) and Classification(s) Broad Run,
 Little Sugar Run, Muncy Creek, Little Muncy Creek

ESCGP-1 # ESX10-037-0002
 Applicant Name XTO Energy, Inc.
 Contact Person Bernhardt Kissel
 Address 395 Airport Road
 City, State, Zip Indiana, PA 15701
 County Columbia
 Township(s) Pine Twp
 Receiving Stream(s) and Classification(s) Little Brier
 Run, Little Fishing Creek

ESCGP-1 # ESX10-081-0102
 Applicant Name Range Resources, Appalachia, LLC
 Contact Person Carla Suszkowski
 Address 380 Southpointe Blvd
 City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Cummings Twp.
 Receiving Stream(s) and Classification(s) Buckhorn Run
 and First Fork Larrys Creek, Larrys Creek

ESCGP-1 # ESX10-081-0090
 Applicant Name Range Resources, Appalachia, LLC
 Contact Person Carla Suszkowski
 Address 380 Southpointe Blvd
 City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Mifflin Twp.
 Receiving Stream(s) and Classification(s) UNTs to Larrys
 Creek

ESCGP-1 # ESX10-081-0095
 Applicant Name Range Resources, Appalachia, LLC
 Contact Person Carla Suszkowski
 Address 380 Southpointe Blvd

City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Mifflin Twp.
 Receiving Stream(s) and Classification(s) Second Fork
 Larrys Creek, Larrys Creek

ESCGP-1 # ESX10-081-0098
 Applicant Name Range Resources, Appalachia, LLC
 Contact Person Carla Suszkowski
 Address 380 Southpointe Blvd
 City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Mifflin Twp.
 Receiving Stream(s) and Classification(s) UNTs to Larrys
 Creek and UNT to Second Fork Larrys Creek

ESCGP-1 # ESX10-015-0226(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) Wysox Twp.
 Receiving Stream(s) and Classification(s) UNT of the
 Laning Creek, Laning Creek

ESCGP-1 # ESX10-131-0033
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Wyoming
 Township(s) Windham Twp.
 Receiving Stream(s) and Classification(s) Litte Mehoo-
 pany Creek, Susquehanna River

ESCGP-1 # ESX10-105-0013(01)
 Applicant Name Triana Energy, LLC
 Contact Person Rachelle King
 Address 900 Virginia Street East, Suite 400
 City, State, Zip Charleston, WV 25301
 County Potter
 Township(s) Hector Twp.
 Receiving Stream(s) and Classification(s) UNT to Genesee
 Fork, Genesee Fork

ESCGP-1 # ESX10-127-0012
 Applicant Name Hess Corporation
 Contact Person Eugene Linscomb
 Address 910 Church Street
 City, State, Zip Honesdale, PA 18439
 County Wayne
 Township(s) Preston Twp.
 Receiving Stream(s) and Classification(s) UNT to
 Shadigee Creek

ESCGP-1 # ESX10-117-0220
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 445 Racetrack Road
 City, State, Zip Washington, PA 15301
 County Tioga
 Township(s) Duncan
 Receiving Stream(s) and Classification(s) Rock Run, UNT
 to Rock Run - both part of Pine Creek Watershed

ESCGP-1 # ESX10-115-0057
 Applicant Name Southwestern Energy Production
 Company
 Contact Person Dave Sweeley
 Address 181 W. Tioga Street, Suite 2
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna
 Township(s) Clifford Twp.

Receiving Stream(s) and Classification(s) UNT to E. Br.
Tunkhannock Cr, Idlewild Cr, Tunkhannock Cr

ESCGP-1 # ESX10-115-0056

Applicant Name Southwestern Energy Production
Company

Contact Person Dave Sweeley
Address 181 W. Tioga Street, Suite 2
City, State, Zip Tunkhannock, PA 18657

County Susquehanna

Township(s) Lenox Twp.

Receiving Stream(s) and Classification(s) UNT 29104,
Tunkhannock Cr

ESCGP-1 # ESG10-117-0200

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) Gaines Twp.

Receiving Stream(s) and Classification(s) Elk Run

ESCGP-1 # ESX10-015-0314

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street
City, State, Zip Athens, PA 18810

County Bradford

Township(s) Sheshequin Twp.

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

ESCGP-1 # ESX10-105-0028

Applicant Name Triana Energy, LLC

Contact Person Rachelle King

Address 900 Virginia Street East, Suite 400
City, State, Zip Charleston, WV 25301

County Potter

Township(s) Summit Twp.

Receiving Stream(s) and Classification(s) Prouty Run,
Nelson Run, and UNT of Nelson Run

ESCGP-1 # ESX10-105-0029

Applicant Name Triana Energy, LLC

Contact Person Rachelle King

Address 900 Virginia Street East, Suite 400
City, State, Zip Charleston, WV 25301

County Potter

Township(s) Hector Twp.

Receiving Stream(s) and Classification(s) Trib. to Genesee
Forks, Dry Run, Genesee Forks

ESCGP-1 # ESX10-081-0099

Applicant Name Range Resources—Appalachia, LLC

Contact Person Carla Suszkowski

Address 380 Southpointe Blvd
City, State, Zip Canonsburg, PA 15317

County Lycoming

Township(s) Cummings Twp.

Receiving Stream(s) and Classification(s) First Fork
Larry's Creek and Jacobs Hollow

ESCGP-1 # ESX10-035-0014

Applicant Name Anadarko E&P Company, LP

Contact Person Bertha Nefe

Address P. O. Box 1330
City, State, Zip Houston, TX 77251-1330

County Clinton

Township(s) Grugan Twp.

Receiving Stream(s) and Classification(s) UNT to Hyner
Run, Hyner Run

ESCGP-1 # ESX10-105-0016(01)

Applicant Name SM Energy Company

Contact Person Marlon Wells

Address 7060 S. Yale, Ste 800
City, State, Zip Tulsa, OK 74136-5741

County Potter

Township(s) Portage Twp.

Receiving Stream(s) and Classification(s) Main Stem and
South Branch Little Portage Creek, Freeman Run

ESCGP-1 # ESX10-015-0312

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street
City, State, Zip Athens, PA 18810

County Bradford

Township(s) Athens Twp.

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

ESCGP-1 # ESX10-015-0313

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street
City, State, Zip Athens, PA 18810

County Bradford

Township(s) Sheshequin Twp.

Receiving Stream(s) and Classification(s) UNT of Horn
Brook, Horn Brook

ESCGP-1 # ESX10-015-0315

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street
City, State, Zip Athens, PA 18810

County Bradford

Township(s) Wyalusing Twp.

Receiving Stream(s) and Classification(s) Susquehanna
River

ESCGP-1 # ESX10-115-0060

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 East
Branch Wyalusing Creek, Wyalusing Creek

ESCGP-1 # ESX10-081-0101

Applicant Name Anadarko E&P Company LP

Contact Person Rane Wilson

Address 33 West 3rd Street, Ste 200
City, State, Zip Williamsport, PA 17701

County Lycoming

Township(s) Cummings Twp.

Receiving Stream(s) and Classification(s) Bull Run and
Lower Pine Bottom Run

ESCGP-1 # ESX10-117-0233

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 Hills
Creek, Susquehanna River Basin in PA—Tioga River,
Hills Creek to Crooked Creek

ESCGP-1 # ESX10-117-0230
 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) Union Twp.
 Receiving Stream(s) and Classification(s) UNT Lycoming
 Creek/W. Br. Susquehanna River Basin, Lycoming
 Creek—W. Br. Susquehanna

ESCGP-1 # ESX10-117-0232
 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—Tioga River,
 Cowanesque River

ESCGP-1 # ESX10-117-0231
 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) Covington Twp.
 Receiving Stream(s) and Classification(s) Marvin Creek—
 Susquehanna River Basin in PA—Tioga River

ESCGP-1 # ESX10-015-0326
 Applicant Name EOG Resources Inc
 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) Three Falls
 Glen Run, Bentley Creek

ESCGP-1 # ESX10-117-0223
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 455 Racetrack Road, Suite 101
 City, State, Zip Washington, PA 15301
 County Tioga
 Township(s) Duncan Twp.
 Receiving Stream(s) and Classification(s) Rock Run, UNT
 to Rock Run—both part of the Pine Creek Watershed

ESCGP-1 # ESX10-113-0034
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Sullivan
 Township(s) Cherry Twp.
 Receiving Stream(s) and Classification(s) Two UNTs to
 Loyalsock Creek, Loyalsock Creek

ESCGP-1 # ESX10-015-0320
 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) Browns Creek
 and UNT to Browns Creek

ESCGP-1 # ESX10-113-0032
 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) UNT to
 Hoagland Branch, Hoagland Branch

ESCGP-1 # ESX10-015-0324
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Asylum Twp.
 Receiving Stream(s) and Classification(s) UNT to Durell
 Creek, Susquehanna River

*Northwest Region: Oil and Gas Program Manager, 230
 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX10-019-0047—Mark C. Rutledge 1H, 2H,
 3H, 4H
 Applicant Phillips Exploration Inc
 Contact Gary Clark
 Address 502 Keystone Drive
 City Warrendale State PA Zip Code 15086
 County Butler Township(s) Forward
 Receiving Stream(s) and Classification(s) UNT of
 Connoquenessing Creek

ESCGP-1 #ESX10-065-0014—Dannic ESCGP-1 #4
 Applicant Flatirons Development, LLC
 Contact Todd A. Huey
 Address 910 Beaver Drive
 City Dubois State PA Zip Code 15801
 County Elk and Jefferson Township(s) Horton and Snyder
 Receiving Stream(s) and Classification(s) Rattlesnake
 Creek (minor section is HQ-CWF above Brockway
 Reservoir, most runoff directed to CWF section below
 Brockway Reservoir), Whetstone Branch (CWF), Sec-
 ondary Water Little Toby Creek—HQ

ESCGP-1 #ESX10-031-0013
 Applicant Stone Energy Corporation
 Contact Richard Toothman
 Address 6000 Hampton Center, Suite B
 City Morgantown State WV Zip Code 26505
 County Clarion Township(s) Ashland(s)
 Receiving Stream(s) and Classification(s) Unnamed tribu-
 taries to Beaver Creek—HQ

STORAGE TANKS

SITE-SPECTIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 504, 1101—1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Waste Management, Director, PO Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
10-11-003	Warren Oil Company of PA, L.P. 100 Pennzoil Drive Johnstown, PA 15909 Attn: Steve Balog	Cambria	Jackson Township	4 ASTs storing petroleum products	118,444 gallons total

SPECIAL NOTICES

Request for Proposals for Cultural Resources Consulting Services

Issuing Office: Bureau of Waterways Engineering, Department of Environmental Protection, Commonwealth of Pennsylvania, 3rd Floor Rachel Carson State Office Building, 400 Market Street, P. O. Box 8460, Harrisburg, PA 17105-8460

RFP Number BWE-10-03

Date of Issuance: November 27, 2010

Request for Proposals for

BWE-10-03

Calendar of Events

The Commonwealth will make every effort to adhere to the following schedule:

<i>Activity</i>	<i>Responsibility</i>	<i>Date</i>
Advertise RFP	Issuing Office	11/27/2010
Deadline to submit Questions via email to sccox@state.pa.us	Potential Offerors	12/08/2010
Answers to Potential Offeror questions e-mailed to the Offerors no later than this date	Issuing Office	12/22/2010
Sealed Proposal must be received by the Issuing Office at PA Department of Environmental Protection Bureau of Waterways Engineering P. O. Box 8460 Harrisburg, PA 17105-8460	Offerors	4:00 PM 01/14/2011
Proposed Contract Award Date	Issuing Office	03/01/2011

Part I. General Information

I-1. Authority and Objective. The Department of Environmental Protection (Department) is authorized under Section 905 of the Commonwealth Procurement Code (62 Pa.C.S.101 et seq.) ("CPC") to procure professional services. Pursuant to this authority, the Department will retain a Cultural Resources Consulting Firm to perform Archaeological and Historic Property investigations on an as-needed basis throughout Pennsylvania.

I-2. Specific. It is the intent of the Department that the contract awarded as a result of this RFP will be for a five (5) year period. Funding for the first year will be \$60,000, with additional years' funding dependent upon the availability of funds, with an anticipated contract total of \$300,000. The contract will be based on the hours of service and qualifying expenses not exceeding the contract amount. Projects will be assigned on an as-needed basis.

I-3. Response Date. To be considered for selection, hard copies of proposals must arrive at the Issuing Office on or before the time and date specified in the RFP Calendar of Events. The Issuing Office will not accept proposals via email or facsimile transmission. Offerors who send pro-

posals by mail or other delivery service should allow sufficient delivery time to ensure timely receipt of their proposals. If, due to inclement weather, natural disaster, or any other cause, the Commonwealth office location to which proposals are to be returned is closed on the proposal response date, the deadline for submission will be automatically extended until the next Commonwealth business day on which the office is open, unless the Issuing Office otherwise notifies Offerors. The hour for submission of proposals shall remain the same. The Issuing Office will reject unopened, any late proposals.

I-4. Type of Contract. It is proposed that if the Issuing Office enters into a contract as a result of this RFP, it will be a standard professional services contract, with payment to be made on a time and materials basis. The Issuing Office, in its sole discretion, may undertake negotiations with Offerors whose proposals, in the judgment of the Issuing Office, show them to be qualified, responsible and capable of performing the Project.

I-5. Addenda to the RFP. If the Issuing Office deems it necessary to revise any part of this RFP before the proposal response date, the Issuing Office will issue an addendum to all proposers who have requested a copy of the RFP.

I-6. Discussions for Clarification. Offerors may be required to make an oral or written clarification of their proposals to the Issuing Office to ensure thorough mutual understanding and Offeror responsiveness to the solicitation requirements. The Issuing Office will initiate requests for clarification.

I-7. Issuing Office. The Department of Environmental Protection ("Issuing Office") has issued this RFP on behalf of the Commonwealth. The sole point of contact and Issuing Officer in the Commonwealth for this RFP shall be:

Scott Cox, Geologist 2
Environmental & Geological Services Section
Bureau of Waterways Engineering
Department of Environmental Protection,
400 Market Street, 3rd Floor RCSOB
P. O. Box 8460
Harrisburg, PA 17105-8460

E-mail address: sccox@state.pa.us
Please refer all inquiries to the Issuing Officer.

I-8. Rejection of Proposals. The Issuing Office reserves the right, in its sole and complete discretion, to reject any proposals received as a result of this RFP.

Part II. Scope of Work

II-1. Nature and Scope of the Project. Services will be performed for the Bureau of Waterways Engineering (Bureau). The Bureau designs stream improvement, flood protection and dam removal projects. These projects often have the potential to affect archaeological resources and historic properties. The Bureau wishes to retain a Cultural Resources Consulting Firm to perform cultural resource studies at its projects, in order to comply with state and federal laws and regulations. The selected Consultant will aid the Bureau by performing studies, advising the Bureau on appropriate treatment of resources, and by presenting results to the Pennsylvania Historical and Museum Commission, Bureau for Historic Preservation.

The Consultant will perform cultural resource investigations on an as-needed basis, on projects which may be located anywhere in Pennsylvania. The workload may be highly variable, and the Consultant must be able to undertake investigations at multiple sites, concurrently. Construction schedules and memorandums with other agencies will often impose deadlines for completion of cultural resource work. The ability to respond rapidly to work requests and to complete projects in a timely fashion is essential. A single point of contact for all projects is essential for effective communication and for project management, especially if subcontractors are used. Investigation methods, reports and documents must be acceptable to the Bureau of Waterways Engineering and the Pennsylvania Historical and Museum Commission, Bureau for Historic Preservation.

II-2. Requirements. The Consultant may perform all phases of Historic Property and Archaeology investigations. Experience performing work in Pennsylvania and knowledge of the specific requirements of the Pennsylvania Historical and Museum Commission, Bureau for Historic Preservation is essential. The Consultant's capability to perform this work should be reflected in the personnel available for this project. Essential Archaeology personnel are typically referred to as Principal Investigator, Field Supervisor, Field Technician, and Geomorphologist. Historic Property investigations require personnel typically referred to as Preservation Planner or Architectural Historian, and Historic Architect.

Personnel involved in providing Archaeological services shall have at least the minimum educational and professional experience as defined by the Pennsylvania Historical and Museum Commission in Appendix B of *A Comprehensive State Plan for the Conservation of Archaeological Resources*, Volume 1, PHMC, 1985. The Preservation Planner/Architectural Historian shall have at least the minimum educational and professional experience set forth in 36 CFR Part 61 for Architectural History professionals, and four years experience with Section 106 review procedures. The Historic Architect must have the minimum educational and professional experience set forth in 36 CFR Part 61 for Historic Architecture professionals and experience preparing Historic American Engineering Record and Historic American Building Survey drawings.

II-3. Tasks and Reports

Each project will begin with a work plan produced by the Consultant. The work plan will identify the elements of each project, the resources assigned to the project, and the time allotted to each element and the deliverable items to be produced. Costs should be estimated for each work element. A periodic progress report covering activities, problems, and recommendations may be required for complex projects or those of a long duration. The Bureau requires a draft copy of the final report for its review, prior to submission to the Bureau for Historic Preservation, other government agencies, or consulting parties. For Archaeological work, written reports will follow guidelines provided by the Bureau for Historic Preservation in *Cultural Resource Management in Pennsylvania: Guidelines for Archaeological Investigations*, Pa. Historical and Museum Commission, 1991. For Historic Properties work, written reports will be developed from guidelines provided in *How to Complete the Pennsylvania Historic Resource Survey Form*, Pa. Historical and Museum Commission, 1990 and the procedures and guidelines of the Advisory Council on Historic Preservation, Section 106 Review Process, 36 CFR Part 800.

Part III. Disadvantaged Business Participation

PART III-1. General Information

Disadvantaged Business Information

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

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

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

Small businesses are businesses in the United States which are independently owned, are not dominant in their field of operation, employ no more than 100 full-

time or full-time equivalent employees, and earn less than \$20 million in gross annual revenues (\$25 million in gross annual revenues for those businesses in the information technology sales or service business).

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

Questions regarding this Program can be directed to:

Department of General Services
Bureau of Minority & Women Business Opportunities
Room 611, North Office Building
Harrisburg, PA 17125
Phone: (717) 783-3119
FAX: (717) 787-7052
Email: gs-bmwbo@state.pa.us
Website:
www.portal.state.pa.us/portal/server.pt?open=512&objID=1360&mode=2

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

Information Concerning Small Businesses in Enterprise Zones:

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

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

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

There is no database or directory of small business located in Designated Enterprise Zones. Information on the location of Designated Enterprise Zones can be obtained by contacting:

Aldona M. Kartorie
Center for Community Building
PA Department of Community and Economic
Development
4th Floor Keystone Building
400 North Street
Harrisburg, PA 17120-0225
Phone: (717) 720-7409

Fax: (717) 787-4088

Email: akartorie@state.pa.us

www.newpa.com/programDetail.aspx?id=76

Part III-2. Disadvantaged Businesses Submittal

a. Disadvantaged Business Information

i) To receive credit for being a Small Disadvantaged Business or a Socially Disadvantaged Business or for entering into a joint venture agreement with a Small Disadvantaged Business or for subcontracting with a Small Disadvantaged Business (including purchasing supplies and/or services through a purchase agreement), an Offeror must include proof of Disadvantaged Business qualification in the Disadvantaged Business Submittal of the proposal, as indicated below:

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

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

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

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

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

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

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

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

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

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

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

1) Those Small Disadvantaged Businesses submitting a proposal as the Offeror, must include a numerical percentage which represents the total percentage of the work (as a percentage of the total cost in the Cost Submittal) to be performed by the Offeror and not by subcontractors and suppliers.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

vi) An Offeror that qualifies as a Small Disadvantaged Business and submits a proposal as a prime contractor is not prohibited from being included as a subcontractor in separate proposals submitted by other Offerors.

b. Enterprise Zone Small Business Participation

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

1) The amount of the selected Offeror's Enterprise Zone Small Business commitment;

2) The name of each Enterprise Zone Small Business; and

3) The services each Enterprise Zone Small Business will provide, including the timeframe for performing the services.

Part III-3. Criteria for Selection

Disadvantaged Business Participation:

BMWBO has established the weight for the Disadvantaged Business Participation criterion for this RFP as 20% of the total points. Evaluation will be based upon the following in order of priority:

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

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

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

Enterprise Zone Small Business Participation:

In accordance with the priority ranks listed below, bonus points in addition to the total points for this RFP,

will be given for the Enterprise Zone Small Business Participation criterion. The maximum bonus points for this criterion is 3% of the total points for this RFP. The following options will be considered as part of the final criteria for selection:

Priority Rank 1	Proposals submitted by an Enterprise Zone Small Business will receive the highest score.
Priority Rank 2	Proposals submitted by a joint venture with an Enterprise Zone Small Business as a joint venture partner will receive the next highest score for this criterion.
Priority Rank 3	Proposals submitted with a subcontracting commitment to an Enterprise Zone Small Business will receive the lowest score for this criterion.
Priority Rank 4	Proposals with no Enterprise Zone Small Business Utilization shall receive no points under this criterion.

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

Part III-4. Work Statement

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

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

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

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

The selected contractor shall complete the Prime Contractor's Quarterly Utilization Report (or similar type document containing the same information) and submit it

to the contracting officer of the Issuing Office and BMWBO within 10 workdays at the end of each quarter the contract is in force. This information will be used to determine the actual dollar amount paid to Small Disadvantaged Business and/or Enterprise Zone Small Business subcontractors and suppliers, and Small Disadvantaged Business and/or Enterprise Zone Small Business participants involved in joint ventures. Also, this information will serve as a record of fulfillment of the commitment the selected contractor made and for which it received Disadvantaged Business and Enterprise Zone Small Business points. If there was no activity during the quarter then the form must be completed by stating "No activity in this quarter."

Note: Equal employment opportunity and contract compliance statements referring to company equal employment opportunity policies or past contract compliance practices do not constitute proof of disadvantaged businesses status or entitle an offeror to receive credit for disadvantaged businesses utilization.

Part IV. Criteria for Selection of Highest Qualified Firm; Fee Negotiation

IV-1. Highest Qualified Firm Determination

All proposals received from Professionals will be reviewed and evaluated by the Department in accordance with the selection method set forth in Section 905 of the CPC. The Department will select a firm based on qualifications, demonstrated competence, and the Department's opinion as to the firms' ability to respond and complete a requested service in a timely manner. The following factors will be considered by the technical review committee during evaluation of proposals. These factors are for guidance only and are not necessarily listed in order of weight. Each proposal shall be related to these factors.

1. Technical:

Evaluation will be based upon the following:

- a. Past Record of Performance, with respect to quality of work, meeting established time schedules, and cost efficiency.
- b. Experience, competence, and specialized technical skills of key personnel.
- c. Ability to satisfactorily perform the services contemplated in this solicitation.
- d. Projected workload and manpower availability, and how they may affect response time and the completion of requested services.
- e. Equitable Distribution of Contracts to Design Professionals. The Commonwealth will make a reasonable attempt to equalize the assignment of contracts to qualified professionals.

2. Non-Technical

- a. Disadvantaged Businesses participation (Evaluated by DGS).
- b. Enterprise Zone Small Business participation (Evaluated by DGS).

Proposers shall relate their proposal to the above criteria.

IV-2. Fee Negotiation

In accordance with the selection method set forth in Section 905(g) of the Commonwealth Procurement Code (62 Pa.C.S. Section 101 et seq.), the Department shall select the highest qualified firm and negotiate a fee determined to be fair and reasonable to the Common-

wealth. Each proposal shall include a fee schedule consisting of a single copy of the hourly rates of pay and classifications for staff members and other appropriate fees and charges. The fee schedule shall be submitted in a sealed envelope clearly identified as to its contents, the name of the proposer, and the project reference number. The fee schedules will be opened after the highest qualified firm is selected and will serve as the starting point for fee negotiations with the selected firm. If a satisfactory contract with this firm is not negotiated, negotiations shall be formally terminated and the Department shall begin negotiations with the firm determined to be the second highest qualified firm, and so forth, until a contract is negotiated with a firm determined to be qualified.

Part V. General Requirements For Submissions

Firms interested in performing the required services for this project are invited to submit Proposals to Patricia McSparran, Director, Bureau of Waterways Engineering, Department of Environmental Protection, Rachel Carson State Office Building, 3rd Floor, 400 Market Street, P. O. Box 8460 Harrisburg, PA 17105-8460. Contact Scott Cox at 717.783.7995 for general information concerning the work.

Each Letter of Interest must include the firm's federal identification number and the project reference number. The Letter of Interest shall indicate the firm's capability of working on multiple projects at the same time and understanding of the Department's needs; and shall address all technical criteria for selection set forth in Section IV-1.1. A standard DGS Form 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge. Form 150-ASP may be obtained from the DGS website or by contacting the Issuing Officer. Additional information pertinent to the firm's qualifications to do the work of this contract shall be included with the Letter of Interest. Direct costs other than payroll, such as travel and subsistence, shall be based on the current state rates. The Department shall reimburse miscellaneous expenses such as copies, prints, sepias, postage and film at cost upon approval.

A complete Proposal shall consist of the following:

1. Non-Technical Submittal

One copy of the Disadvantaged Business/Enterprise Zone Small Business section, bound and sealed separately from the remainder of the proposal; and

2. Technical Submittal

Six (6) copies of the complete set consisting of the Letter of Interest and the required form 150- ASP.

3. Sealed Fee Schedule

One (1) copy of the Fee Schedule as described in Section IV-2, bound and sealed separately from the remainder of the proposal

Proposals must be received no later than 4:00 p.m. on 01/14/2011. The six (6) copies of the Technical Submittal shall be submitted in six (6) complete sets that shall be spiral bound or in folders or secured by binder clips. The assignment of services will be made, if at all, to one or more of the firms responding to this notice. However, the Department reserves the right to reject all Proposals submitted, cancel the solicitation requested under this notice, and/or re-advertise solicitation for this service.

The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever as to its review of the proposal

submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

Reclamation of Abandoned Mine Land

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

Earthmovers Unlimited, Inc., GFCC No. 17-09-03, NPDES No. PA-0257371, Bloom Operation, Knox Township, **Clearfield County** (Unnamed Tributary to Clearfield Creek—Upper West Branch Watershed): A no-cost construction contract has been awarded to Earthmovers Unlimited, Inc., that will result in the reclamation of approximately 9.2 acres of abandoned mine land, the reclamation of 600-feet of abandoned highwall, the reclamation of 3.6 acres of abandoned underground mines and the recovery of approximately 12,000 tons of remaining coal reserves. The site will be reclaimed and regraded to approximate original contour. Alkaline addition will be added to the mining area at a rate of 139 tons per acre. A total of at least 500 tons of alkaline material will be placed on the site. The estimated value of the reclamation work is \$64,400 which will be done at no cost to the Commonwealth. The site is located approximately 1 mile southeast of Oshanter along Mays Road on lands formerly mined and subsequently abandoned by Clyde G. Thompson Coal Company in the late 1940's. Blasting and refuse reprocessing are prohibited at the site.

[Pa.B. Doc. No. 10-2276. Filed for public inspection November 24, 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

DEP ID: 394-5600-001. Title: Riparian Forest Buffer Guidance. Description: The Department published the

proposed Riparian Forest Buffer Guidance (Guidance) at 39 Pa.B. 5663 (September 26, 2009), announcing a 60-day public comment period. Comments were received from 20 commentators through the public comment period and the Guidance was revised to address comments. Revisions to the Guidance include the addition of a section for definitions, many of which were taken directly from 25 Pa. Code Chapters 102 and 105 (relating to erosion and sediment control; and dam safety and waterway management). Also, diagrams were added to illustrate a variety of common scenarios on the measurement of riparian buffers inland from the shoreline of a lake, pond or reservoir and inland from the top of streambank or top of slope. In addition the Department added recommendations on the development of a riparian forest buffer management plan consistent with 25 Pa. Code Chapter 102.

The Guidance outlines recommendations for installation and protection of riparian forest buffers that are useful in mitigating or controlling point and nonpoint source pollution to waters of the Commonwealth. The primary purpose of this guidance is to assist Department staff in providing and further developing general buffer recommendations for regulatory, voluntary and grant programs. It will also serve to assist any interested entities in: understanding the functions and values of riparian forest buffers and the importance of sustaining and enhancing riparian forest buffers; and in developing appropriate science-based guidelines or policies. Contact: Questions regarding the policy document should be directed to Diane Wilson at diawilson@state.pa.us or (717) 772-5807.

Effective Date: November 27, 2010.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-2277. Filed for public inspection November 24, 2010, 9:00 a.m.]

Coal and Clay Mine Subsidence Insurance Board; Meeting Change

The December 10, 2010, meeting of the Coal and Clay Mine Subsidence Insurance Board has been rescheduled to December 9, 2010. The meeting will begin at 10 a.m. in the 10th Floor Conference Room of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting should be directed to Lawrence Ruane at (717) 783-9590 or lruane@state.pa.us. The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-9590 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. 10-2278. Filed for public inspection November 24, 2010, 9:00 a.m.]

Storage Tank Advisory Committee Meeting Cancellation

The December 7, 2010, meeting of the Storage Tank Advisory Committee (Committee) is cancelled. The next meeting is scheduled for March 8, 2011, at 10 a.m. in the 14th Floor Conference Room of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning the next scheduled meeting of the Committee can be directed to Charles M. Swokel at (717) 772-5806 or cswokel@state.pa.us. The agenda and meeting materials for the March 8, 2011, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5551 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 10-2279. Filed for public inspection November 24, 2010, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.18(e) (relating to management).

Sacred Heart Hospital Transitional Care Facility
421 Chew Street
Allentown, PA 18102
FAC ID 195502

The request is on file with the Department of Health (Department). Persons may receive a copy of the 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, R.N.,
Acting Secretary

[Pa.B. Doc. No. 10-2280. Filed for public inspection November 24, 2010, 9:00 a.m.]

Recognized Lifeguard Certifying Authorities for 2011

The Department of Health has determined that the following lifeguard certifying authorities meet the requirements in 28 Pa. Code § 18.42 (relating to certified lifeguards) and are recognized as lifeguard certifying authorities for 2011: The American Red Cross, Jeff Ellis and Associates, YMCA, The Boy Scouts of America, Starfish Aquatics Institute and National Aquatic Safety Company.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact the Department of Health, Bureau of Community Health Systems, Room 628, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-4366, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL K. HUFF, R.N.,
Acting Secretary

[Pa.B. Doc. No. 10-2281. Filed for public inspection November 24, 2010, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Additional Class of Disproportionate Share Payments to Qualifying Teaching Hospitals

The Department of Public Welfare is announcing its intent to allocate funding for Fiscal Year (FY) 2010-2011 for disproportionate share hospital (DSH) payments to qualifying teaching hospitals that provide psychiatric services to Medical Assistance recipients at the same level as was allocated for FY 2009-2010. There will be no change in the current qualifying criteria or methodology for determining eligibility for these payments.

Fiscal Impact

The FY 2010-2011 fiscal impact, as a result of this additional class of DSH payments is \$0.500 million (\$0.223 million in State General Funds and \$0.277 million in Federal Funds upon approval by the Centers for Medicare and Medicaid Services).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MICHAEL P. NARDONE,
Acting Secretary

Fiscal Note: 14-NOT-667. (1) General Fund; (2) Implementing Year 2010-11 is \$223,000; (3) 1st Succeeding Year 2011-12 is \$224,000; 2nd Succeeding Year 2012-13 is \$224,000; 3rd Succeeding Year 2013-14 is \$224,000; 4th

Succeeding Year 2014-15 is \$224,000; 5th Succeeding Year 2015-16 is \$224,000; (4) 2007-08 Program—\$468,589,000; 2008-09 Program—\$426,822,000; 2009-10 Program—\$373,515,000; (7) Medical Assistance—Inpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 10-2282. Filed for public inspection November 24, 2010, 9:00 a.m.]

Changes to an Additional Class of Disproportionate Share Payments

The Department of Public Welfare (Department) is providing final notice of an increase to the allocation of funding for Fiscal Year (FY) 2009-2010 for disproportionate share hospital (DSH) payments to certain qualifying Medical Assistance enrolled hospitals that advance the Department's goal of enhancing access to multiple types of medical care in economically distressed areas of this Commonwealth. There is no change in the current qualifying criteria or methodology for determining eligibility for these payments.

In making these payments, the Department ensures that no acute care general hospital receives any DSH payment that is in excess of its hospital specific DSH upper payment limit and the Commonwealth does not exceed its aggregate annual DSH allotment.

The Department published notice of its intent to increase the allocation of funding for DSH payments to certain qualifying Medical Assistance (MA) enrolled hospitals at 40 Pa.B. 2359 (May 1, 2010). The Department received no public comments during the 30-day comment period, and will implement the change described in its notice of intent.

Fiscal Impact

The FY 2009-2010 fiscal impact, as a result of this increase in the allocation for the additional class of DSH payments is \$21.491 million (\$9.712 million in State funds).

MICHAEL P. NARDONE,
Acting Secretary

Fiscal Note: 14-NOT-668. (1) General Fund; (2) Implementing Year 2009-10 is \$9,712,000; (3) 1st Succeeding Year 2010-11 is \$0; 2nd Succeeding Year 2011-12 is \$0; 3rd Succeeding Year 2012-13 is \$0; 4th Succeeding Year 2013-14 is \$0; 5th Succeeding Year 2014-15 is \$0; (4) 2009-10 Program—\$373,515,000; 2008-09 Program—\$426,822,000; 2007-08 Program—\$468,589,000; (7) MA—Inpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 10-2283. Filed for public inspection November 24, 2010, 9:00 a.m.]

Pharmacy Prior Authorization

The Department of Public Welfare (Department) announces it will add Onglyza and Victoza to the Medical Assistance (MA) Program's list of services and items requiring prior authorization, effective December 1, 2010.

Section 443.6(b)(7) of the Public Welfare Code (62 P. S. § 443.6(b)(7)) authorizes the Department to add items

and services to the list of services requiring prior authorization by publication of notice in the *Pennsylvania Bulletin*.

The MA Program will require prior authorization of prescriptions for the medications listed previously that are dispensed on or after December 1, 2010.

The Department will issue MA Bulletins to providers enrolled in the MA Program specifying the procedures for obtaining prior authorization of prescriptions for the medications previously listed.

Fiscal Impact

It is estimated that the change will result in minimal savings in the MA—Outpatient Program.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revisions to these prior authorization requirements.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MICHAEL P. NARDONE,
Acting Secretary

Fiscal Note: 14-NOT-669. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 10-2284. Filed for public inspection November 24, 2010, 9:00 a.m.]

DEPARTMENT OF REVENUE

Mega Millions® Terminal-Based Lottery Game; Change to Game Rules

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 875.4 (relating to notice of terminal-based lottery game rules), the Secretary of Revenue hereby provides public notice of changes to the Mega Millions® terminal-based lottery game rules that were published at 40 Pa.B. 676 (January 30, 2010) and amended at 40 Pa.B. 5263 (September 11, 2010).

The following changes to the Mega Millions® terminal-based lottery game will be effective December 1, 2010.

This amendment provides that an amount up to five percent of Mega Millions® sales shall be placed in prize reserve accounts.

This amendment also specifies that an amount up to fifty-five percent of the Megaplier® sales shall be allocated for the payment of Megaplier® prizes.

The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 40 Pa.B. 676—681 and amended at 40 Pa.B. 5263 and 5264:

* * * * *

7. Prizes available to be won and determination of prize winners:

* * * * *

(c) An amount up to five percent of a MUSL Mega Millions® Product Group member's sales shall be placed in trust in one or more prize reserve accounts held by the MUSL Mega Millions® Product Group at any time that the MUSL Mega Millions® Product Group member's share of the prize reserve account or accounts is below the amounts designated by the MUSL Mega Millions® Product Group. The MUSL Mega Millions® Product Group, with approval of the MUSL Finance and Audit Committee, may establish a maximum balance for the prize reserve account or accounts. The MUSL Mega Millions® Product Group may determine to expend all or a portion of the funds in the accounts for the payment of prizes in the game subject to the approval of the MUSL Finance and Audit Committee. The shares of a member of the MUSL Mega Millions® Product Group may be adjusted with refunds to the member from the prize reserve account or accounts as may be needed to maintain the approved maximum balance and shares of the MUSL Mega Millions® Product Group member. Any amount remaining in a prize reserve account at the end of this game shall be carried forward to a replacement prize reserve account or expended in a manner as directed by the MUSL Mega Millions® Product Group in accordance with jurisdiction law.

* * * * *

10. Megaplier® promotion.

* * * * *

(e) As determined by the MUSL Mega Millions® Product Group, an amount up to fifty-five percent of the Megaplier® sales shall be allocated for the payment of Megaplier® prizes. Any amount not used to pay multiplied prizes may be carried forward to subsequent draws or may be collected and placed in prize reserve accounts until the prize reserve accounts reach the amounts designated by the MUSL Mega Millions® Product Group.

* * * * *

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 10-2285. Filed for public inspection November 24, 2010, 9:00 a.m.]

DEPARTMENT OF STATE

Corporation Bureau; Official Forms

The Department of State (Department), Corporation Bureau (Bureau) proposes to amend 19 Pa. Code Appendix B (relating to official forms).

A. Effective Date

The proposed forms will be effective upon final-form publication in the *Pennsylvania Bulletin*.

B. Statutory Authority

The Department has the authority to promulgate Bureau sample forms and instructions under 15 Pa.C.S. § 133 (relating to powers of Department of State). Section 133(a)(1) of 15 Pa.C.S. specifies that sample filing forms shall not be agency regulations and are therefore explicitly excluded from section 612 of The Administrative Code

of 1929 (71 P. S. § 232) and review under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506) and the Regulatory Review Act (71 P. S. §§ 745.1—745.12). Section 133(a)(1) of 15 Pa.C.S. does, however, require that the forms and instructions be subject to the opportunity for public comments under section 201 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1201), known as the Commonwealth Documents Law (CDL).

C. Description of Proposed Amendments

This proposal amends seven of the existing forms and instructions promulgated by the Department currently published in the *Pennsylvania Code*.

Form DSCB: 54-503 (Decennial Report of Association Continued Existence)

Form DSCB: 54-1314/1515 (Decennial Report/Insignia/Mark Used With Articles of Supplies)

The forms DSCB: 54-503 and DSCB: 54-1314/1515 relate to filings required by law to be made every 10 years with the Bureau. The last decennial reports took place in 2001 and the next decennial filings shall be made in calendar year 2011. The Department has updated the existing forms to reflect the new decennial period, as well as to provide greater clarity about the purpose and time period for the filing.

Form DSCB: 54-3.104 (Statement of Unpaid Fee)

This form is revised to correct a previous error in the legal citations contained in the name of the form. The proper name is DSCB: 15-154 (Statement of Unpaid Fee).

Form DSCB: 54-1112 (Application for Registration of Trademark or Service Mark)

This form relates to registration of trademarks and service marks under 54 Pa.C.S. Chapter 11 (relating to Pennsylvania Trademark Act) (act). The act adopts the general classes of goods and services established by the United States Patent and Trademark Office in accordance with the International Classification System. The form is amended to reflect revisions to the International Classification System listing of classes.

Form DSCB: 15-4126/6126 (Application for Amended Certificate of Authority Foreign Corporation)

This form relates to amendments of certificates of authority for foreign corporations. The Department has updated the form so that it better comports with 15 Pa.C.S. §§ 4126 and 6126 (relating to amended certificate of authority).

Form DSCB: 15-8221/8998 (Certificate of Annual Registration)

This form is updated every 3 years to reflect the change in base annual registration fees payable by limited liability partnerships and restricted professional companies in accordance with 15 Pa.C.S. §§ 8221(b) and 8998(b) (relating to annual registration).

Form DSCB: 15-8981/8211/8582 (Application for Registration—Foreign)

This form is updated to better indicate that a foreign limited liability company, foreign limited liability partnership or foreign limited partnership may adopt a name to register and do business in this Commonwealth that is different from the name in its formation documents filed in its state of domicile.

This proposal also republishes all Uniform Commercial Code forms used by the Bureau's Uniform Commercial Code Unit (Unit). The Unit accepts and makes available on its web site (www.dos.state.pa.us/corps) the National Uniform Commercial Code forms as promulgated by The American Law Institute and the National Conference of Commissioners on Uniform State Laws. This complies with 13 Pa.C.S. § 9521 (relating to uniform form of written financing statement and amendment), which provides that a filing office which accepts written records may not refuse to accept a written initial financing statement or an amendment "in the form and format set forth in the final official text of the 1999 revisions of the Uniform Commercial Code promulgated by The American Law Institute and the National Conference of Commissioners on Uniform State Laws, except for a reason set forth in section 9516(b) (relating to refusal to accept record; filing does not occur)." The National Uniform Commercial Code forms currently in use are as follows:

- Form DSCB:UCC-1 (Uniform Commercial Code-Financing Statement)
- Form DSCB:UCC-1ad (Uniform Commercial Code-Financing Statement Addendum)
- Form DSCB:UCC-1ap (Uniform Commercial Code-Financing Statement Additional Party)
- Form DSCB:UCC-3 (Uniform Commercial Code-Financing Statement Change)
- Form DSCB:UCC-3ad (Uniform Commercial Code-Financing Statement Change Addendum)
- Form DSCB:UCC-3ap (Uniform Commercial Code-Financing Statement Change Additional Party)
- Form DSCB:UCC-11 (Uniform Commercial Code-Request for Information or Copies)
- Form DCSB:UCC-5 (Statement of Claim)

The previously-referenced forms and instructions, which are codified in 19 Pa. Code (relating to corporations and business associations), are being deleted and replaced with the following revised forms. Even though Rule 2.10(a) of the *Pennsylvania Code* and *Bulletin Style Manual* recommends that forms be referenced in regulations rather than adopted in regulations, 15 Pa.C.S. § 133 requires that the forms and instructions be published in the *Pennsylvania Code*.

D. *Fiscal Impact*

Although this proposal would not have measurable fiscal impact upon the Commonwealth, its political subdivisions or the private sector, a formal fiscal analysis was not conducted because these forms are exempt from section 612 of The Administrative Code of 1929.

E. *Paperwork Requirements*

This proposal would not create new paperwork.

F. *Regulatory Review*

Under 15 Pa.C.S. § 133(a), sample forms are exempt from the requirements of the Regulatory Review Act but shall be subject to the opportunity of public comment requirement under section 201 of the CDL.

G. *Public Comment*

Under 15 Pa.C.S. § 133(a)(1), which requires that publication of these forms be subject to the opportunity for public comment, the Department invites interested persons to submit written comments, suggestions or objections regarding this proposal to Martha H. Brown, Assistant Counsel, Department of State, 301 North Office Building, Harrisburg, PA 17120, within 30 days following publication of this notice in the *Pennsylvania Bulletin*. Reference Corporation Bureau—Official Forms when submitting comments.

BASIL L. MERENDA,
Secretary

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

Decennial Report of
Association Continued Existence
(54 Pa.C.S. § 503)

Name
Address
City State Zip Code

Document will be returned to the name and address you enter to the left.
←

Fee: \$70

In compliance with the requirements of 54 Pa.C.S. § 503 (relating to decennial filings required) the undersigned association hereby states that:

1. The name of the association to which this report relates is:

2. The address of this association's current registered office in the Commonwealth or name of its commercial registered office provider and the county of venue is:

Number and Street/Commercial Registered Office Provider City State Zip County

3. Complete part A **or** B if applicable:

A. The address to which the registered office of the association in this Commonwealth is to be changed to:

Number and Street City State Zip County

B. The registered office of the association shall be provided by:

Name of Commercial Registered Office Provider County

4. The association has not made any filing in the Department from January 1, 2002 through December 31, 2011, in accordance with 54 Pa.C.S. § 503(b).

5. The Association continues to exist.

IN TESTIMONY WHEREOF, the undersigned association has caused this Decennial Report of Association Continued Existence to be signed by a duly authorized officer this _____ day of _____, 20__.

Name of Association

Signature

Title

Rev. 11/2010



**Department of State
Corporation Bureau
P.O. Box 8039
Harrisburg, PA 17105-8039
(717) 787-1057
web site: www.dos.state.pa.us/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If not, the form shall be completed in black or blue ink in order to permit reproduction. The filing fee for this form is \$70 with check or money order made payable to the Department of State.
- B. The entity name as identified in the records of the Department of State Corporation Bureau has been entered in Item 1. If the name has been changed, an Amendment form must be filed separately to effect this change on the Department's records.
- C. The registered office as identified in the records of the Department of State Corporation Bureau has been entered in Item 2. If the address has been changed, the current registered office or Commercial Registered Office Provider and County of Venue should be identified in Item 3. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- D. In accordance with 54 Pa.C.S. § 503(b), no filing of this form is required if the association has made any filing in the Department from January 1, 2002 through December 31, 2011, other than a decennial report, application for registration of fictitious name, consent to appropriation of name, name searches or name reservations. Additionally, no filing of this form is required if the association has had officer information forwarded to the department by the Department of Revenue from January 1, 2002 through December 31, 2011, under 15 Pa.C.S. § 1110 (relating to annual report information).
- E. This form and all accompanying documents shall be mailed to the address shown above.

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

Decennial Report

Insignia (54 Pa.C.S. §1314)
 Mark Used with Articles or Supplies (54 Pa.C.S. §1515)

Name
Address
City State Zip Code

Document will be returned to the name and address you enter to the left.



Fee: \$70

In compliance with the requirements of 54 Pa.C.S. §1314 and §1515 (relating to decennial filings required) the undersigned organization/person having heretofore duly registered its insignia/mark used with articles or supplies in this Commonwealth and desiring to continue such registration, hereby states that:

1. The name of the registrant is:

2. The residence, location or place of business of the registrant is:

Number and Street	City	State	Zip	County
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3. Complete if applicable:

The address to which the residence, location or place of business of the registrant is to be changed:

Number and Street	City	State	Zip	County
-------------------	------	-------	-----	--------

4. The date on which the last preceding filing was made in the Department with respect to the insignia/mark is:

5. Check one of the following:

The insignia shall continue to be registered in the Department.

The mark continues to be used in connection with the articles or supplies specified in the registration.

IN TESTIMONY WHEREOF, the undersigned registrant has caused this Decennial Report to be signed by a duly authorized officer this _____ day of _____, 20__.

Name of Registrant

Signature

Title

Rev. 11/2010



**Department of State
Corporation Bureau
P.O. Box 8039
Harrisburg, PA 17105-8039
(717) 787-1057
web site: www.dos.state.pa.us/corps**

Instructions for Completion of Form:

- A. Typewritten is preferred. If not, the form shall be completed in black or blue ink in order to permit reproduction. The filing fee for this form is \$70 with check or money order made payable to the Department of State.
- B. The registrant name as identified in the records of the Department of State Corporation Bureau has been entered in Item 1. If the name has been changed, an Amendment form must be filed separately to effect this change on the Department's records.
- C. The registrant address as identified in the records of the Department of State Corporation Bureau has been entered in Item 2. If the address has been changed, the new address should be identified in Item 3. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- D. In accordance with 54 Pa.C.S. §1314(b) and §1515(b), no filing of this form is required if the registrant has made any filing with respect to insignia/mark in the Department from January 1, 2002 through December 31, 2010, other than a decennial report. This Decennial Report shall be filed during the year 2011 and every tenth year thereafter (e.g. 2021, 2031, etc.)
- E. This form and all accompanying documents shall be mailed to the address shown above.

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

Statement of Unpaid Fee

15 Pa.C.S. § 154
19 Pa. Code § 3.104

In compliance with the requirements of 15 Pa.C.S. § 154(a) (relating to enforcement and collection) and 19 Pa. Code § 3.104(d) (relating to returned checks; effect on filing), the Department of State hereby states that:

1. The name of the association or other entity to which this statement relates is:

2. The filing to which this statement relates was filed in the Department of State on _____ and recorded in the records of the Department.

3. By reason of the failure of the Department to receive payment in full for the filing fee payable with respect to the filing to which this statement relates; and any related invoice fee, in the manner and within the time prescribed by 19 Pa. Code Ch. 3, the filing to which this statement relates has become void.

Department of State
Corporation Bureau

Authorized Signature

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

Application for Registration of Trademark or Service Mark
(54 Pa.C.S. § 1112)

Name
Address
City State Zip Code

Document will be returned to the name and address you enter to the left.
←

Fee: \$50

In compliance with the requirements of the 54 Pa.C.S. § 1112 (relating to application for registration), the undersigned, having adopted and used a trademark or service mark in this Commonwealth and desiring to register such mark, hereby states that:

1. The name of the applicant is *(see instruction A)*:

2. The residence, location or place of business of the applicant is *(see instruction B)*:

Number and street City State Zip County

3. The name and description of the mark is *(a facsimile of the mark to be registered accompanies this application as Exhibit A and is incorporated herein by reference)*:

4. General class in which such goods or services fall is *(use only one of the classifications as set forth in the general classes of goods and services established by the United States Patent and Trademark Office and set forth in instruction G)*:

DSCB:54-1112- 2

5. The goods or services on or in connection with which the mark is used and the mode or manner in which the mark is used on or in connection with such goods or services are:

6. The date when the mark was first used anywhere is:

7. The date when the mark was first used in this Commonwealth by the applicant or the predecessor in interest is:

8. The date, if any, an application to register the mark, or portions or a composite thereof, was filed by the applicant or a predecessor in interest in the United States Patent and Trademark Office. Also provide filing date and serial number of each application, the status thereof and, if any application was finally refused registration, or has otherwise not resulted in a registration, the reasons therefore. *(Please attach 8½ x 11 sheet(s) if more space is needed.)*

9. Applicant is the owner of the mark, the mark is in use and, to the applicant's knowledge, no other person has registered, either federally or in this Commonwealth or has the right to use such mark, either in the identical form thereof or in such near resemblance thereto as to be likely, when applied to the goods or services of such other person, to cause confusion or to cause mistake, or to deceive.

IN TESTIMONY WHEREOF, the undersigned person has caused this Application for Registration of Mark to be executed this _____ day of _____, _____.

Name of Applicant

Signature

Title

Rev 11/2010

DSCB:54-1112-3



Department of State
Corporation Bureau
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
web site: www.dos.state.pa.us/corps

Instructions for Completion of Form:

- A. If a corporation, set forth the name in Paragraph 1 and also give jurisdiction of incorporation. If a partnership, set forth the name in Paragraph 1 and also give the jurisdiction in which the partnership is organized and the names of the general partners.
- B. The name of a commercial registered office provider may not be used in Paragraph 2 in lieu of an address.
- C. An application for registration of a mark is limited to a single general class of goods or services, but a mark may be made the subject of multiple registrations in two or more general classes. (See general classes of goods and services established by the United States Patent and Trademark Office in accordance with the International Classification System, as listed in G below).
- D. Typewritten is preferred. If not, the form must be completed in black ink in order to permit reproduction. The filing fee for this form is \$50 made payable to the Department of State.
- E. This registration is effective for a term of five years from the date of registration. Application to renew for a similar term must be made on form DSCB:54-1114 (Application for Renewal of Registration of Mark) within six months prior to the expiration of such term.
- F. This form and all accompanying documents shall be mailed to the address listed above.
- G. Schedule of classes of goods and services

GOODS

CLASS 1 – Chemicals

Chemicals used in industry, science and photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; manures; fire extinguishing compositions; tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives used in industry.

CLASS 2 – Paints

Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colorants; mordants; raw natural resins; metals in foil and powder form for painters, decorators, printers and artists.

CLASS 3 – Cosmetics and cleaning preparations

Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.

CLASS 4 – Lubricants and fuels

Industrial oils and greases; lubricants; dust absorbing, wetting and binding compositions; fuels (including motor spirit) and illuminants; candles and wicks for lighting.

CLASS 5 – Pharmaceuticals

Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

- CLASS 6 – Metal goods
Common metals and their alloys; metal building materials; transportable buildings of metal; materials of metal for railway tracks; non-electric cables and wires of common metal; ironmongery, small items of metal hardware; pipes and tubes of metal; safes; goods of common metal not included in other classes; ores.
- CLASS 7 – Machinery
Machines and machine tools; motors and engines (except for land vehicles); machine coupling and transmission components (except for land vehicles); agricultural implements other than hand-operated; incubators for eggs.
- CLASS 8 – Hand tools
Hand tools and implements (hand-operated); cutlery; side arms; razors.
- CLASS 9 – Electrical and scientific apparatus
Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.
- CLASS 10 – Medical apparatus
Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; orthopedic articles; suture materials.
- CLASS 11 – Environmental control apparatus
Apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes.
- CLASS 12 – Vehicles
Vehicles; apparatus for locomotion by land, air or water.
- CLASS 13 – Firearms
Firearms; ammunition and projectiles; explosives; fireworks.
- CLASS 14 – Jewelry
Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; jewelry, precious stones; horological and chronometric instruments.
- CLASS 15 – Musical Instruments
- CLASS 16 – Paper goods and printed matter
Paper, cardboard and goods made from these materials, not included in other classes; printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); printers' type; printing blocks.
- CLASS 17 – Rubber goods
Rubber, gutta-percha, gum, asbestos, mica and goods made from these materials and not included in other classes; plastics in extruded form for use in manufacture; packing, stopping and insulating materials; flexible pipes, not of metal.
- CLASS 18 – Leather goods
Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery.
- CLASS 19 – Nonmetallic building materials
Building materials (non-metallic); non-metallic rigid pipes for building; asphalt, pitch and bitumen; non-metallic transportable buildings; monuments, not of metal.
- CLASS 20 – Furniture and articles not otherwise classified
Furniture, mirrors, picture frames; goods (not included in other classes) of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics.
- CLASS 21 – Housewares and glass
Household or kitchen utensils and containers; combs and sponges; brushes (except paint brushes); brush-making materials; articles for cleaning purposes; steelwool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.
- CLASS 22 – Cordage and fibers
Ropes, string, nets, tents, awnings, tarpaulins, sails, sacks and bags (not included in other classes); padding and stuffing materials (except of rubber or plastics); raw fibrous textile materials.
- CLASS 23 – Yarns and threads
Yarns and threads for textile use.
- CLASS 24 – Fabrics
Textiles and textile goods, not included in other classes; bed and table covers.
- CLASS 25 – Clothing
Clothing, footwear, headgear.
- CLASS 26 – Fancy goods
Lace and embroidery, ribbons and braid; buttons, hooks and eyes, pins and needles; artificial flowers.
- CLASS 27 – Floor coverings
Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; wall hangings (non-textile).
- CLASS 28 – Toys and sporting goods
Games and playthings; gymnastic and sporting articles not included in other classes; decorations for Christmas trees.
- CLASS 29 – Meats and processed foods
Meat, fish, poultry and game; meat extracts; preserved, frozen, dried and cooked fruits and vegetables; jellies, jams, compotes; eggs, milk and milk products; edible oils and fats.
- CLASS 30 – Staple foods
Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

CLASS 31 – Natural agricultural products

Agricultural, horticultural and forestry products and grains not included in other classes; live animals; fresh fruits and vegetables; seeds, natural plants and flowers; foodstuffs for animals, malt.

CLASS 32 – Light beverages

Beers; mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices; syrups and other preparations for making beverages.

CLASS 33 – Wine and spirits

Alcoholic beverages (except beers).

CLASS 34 – Smokers' articles

Tobacco; smokers' articles; matches.

SERVICES**CLASS 35 – Advertising and business**

Advertising; business management; business administration; office functions.

CLASS 36 – Insurance and financial

Insurance; financial affairs; monetary affairs; real estate affairs.

CLASS 37 – Building construction and repair

Building construction; repair; installation services.

CLASS 38 – Telecommunications**CLASS 39 – Transportation and storage**

Transport; packaging and storage of goods; travel arrangement.

CLASS 40 – Treatment of materials**CLASS 41 – Education and entertainment**

Education; providing of training; entertainment; sporting and cultural activities.

CLASS 42 – Computer and scientific

Scientific and technological services and research and design relating thereto; industrial analysis and research services; design and development of computer hardware and software.

CLASS 43 – Hotels and restaurants

Services for providing food and drink; temporary accommodation.

CLASS 44 – Medical, beauty and agricultural

Medical services; veterinary services; hygienic and beauty care for human beings or animals; agriculture, horticulture and forestry services.

CLASS 45 – Personal

Legal services; security services for the protection of property and individuals; personal and social services rendered by others to meet the needs of individuals.

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

**Application for Amended Certificate of Authority
Foreign Corporation
(15 Pa.C.S.)**

- Foreign Business Corporation (§ 4126)
 Foreign Nonprofit Corporation (§ 6126)

Name		

Address		

City	State	Zip Code
_____	_____	_____

Document will be returned to the name and address you enter to the left.



Fee: \$250

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations), the undersigned foreign corporation, desiring to receive an amended certificate of authority, hereby states that:

1. The name under which the corporation currently holds a certificate of authority to do business within the Commonwealth of Pennsylvania is:

2. The name of the jurisdiction under the laws of which the corporation is incorporated is:

3. The address of its principal office under the laws of the jurisdiction in which it is incorporated is:

Number and Street	City	State	Zip
_____	_____	_____	_____

4. The (a) address of this corporation's registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and Street	City	State	Zip	County
_____	_____	_____	_____	_____
(b) Name of Commercial Registered Office Provider				County
c/o: _____				_____

Check if applicable:

The foregoing reflects a change in Pennsylvania registered office.

DSCB:15-4126/6126-2

5. The corporation desires that its certificate of authority be amended to change or correct the following information:

The amendment adopted by the corporation is set forth in full in Exhibit A attached hereto and made a part hereof.

6. If the amendment set forth in Paragraph 5 reflects a change in the name of the corporation to one not available for use in this Commonwealth, complete the following:

The fictitious name which the corporation adopts for use in transacting business in this Commonwealth is:

The corporation shall do business in Pennsylvania only under such fictitious name pursuant to the attached resolution of the board of directors under the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations) and the attached form DSCB:54-311 (Application for Registration of Fictitious Name).

7. If the amendment set forth in Paragraph 5 reflects a change in the name of the corporation, check one of the following:

The change of name reflects a change effected in the jurisdiction of incorporation.

Documents complying with the applicable provisions of 15 Pa.C.S. § 4123(b) or 6123(b) (relating to exception; name) accompany this application.

IN TESTIMONY WHEREOF, the undersigned corporation has caused this Application for an Amended Certificate of Authority to be signed by a duly authorized officer thereof this

_____ day of _____, _____.

Name of Corporation

Signature

Title

Rev. 11/2010

DSCB: 15-4126/6126



**Department of State
Corporation Bureau
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057**

Web site: www.dos.state.pa.us/corps

Instructions for Completion of Form:

- A. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The filing fee for this form is \$250 made payable to the Department of State.
- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) Two copies of a completed form DSCB:15-134B (Docketing Statement-Changes).
 - (2) Any necessary copies of form DSCB:17.2.3 (Consent to Appropriation of Name). If Letter of Consent cannot be obtained, the applicant may file in the Department a resolution of its board of directors adopting a fictitious name for use in transacting business in the Commonwealth of Pennsylvania which fictitious name is distinguishable upon the record to the name of any conflicting profit or nonprofit corporation or other association and that is otherwise available for use by a domestic business or nonprofit corporation. See 15 Pa.C.S. §§ 4123(b)(1)(i) and 6123(b)(1)(i). An additional filing fee of \$70 shall accompany form DSCB:54-311 (Application for Registration of Fictitious Name).
 - (3) Any necessary governmental approvals. If required governmental approvals for the use of the name cannot be obtained, the applicant may file in the Department a resolution of its board of directors adopting a fictitious name that is otherwise available for use by a domestic business or nonprofit corporation. See 15 Pa.C.S. §§ 4123(b)(2) and 6123(b)(2).
- D. Where the name of the corporation does not comply with 19 Pa. Code § 23.3 (relating to business corporation names) or with 19 Pa. Code § 41.3 (relating to nonprofit corporation names) the corporation must adopt a corporate designator for use in Pennsylvania and set forth the resulting name in Paragraph 5. See also 19 Pa. Code § 17.41 (relating to foreign association names).
- E. This form and all accompanying documents shall be mailed to the address stated above.

Under 15 Pa.C.S. §§ 4126(b) or 6126(b) upon the filing of this form the applicant corporation shall be deemed to hold an amended certificate of authority, and no actual amended certificate will be issued to the applicant by the Department.

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

Certificate of Annual Registration
(15 Pa.C.S.)

- Registered Limited Liability Partnership (§ 8221)
 Limited Liability Company (§ 8998)

Name		
Address		
City	State	Zip Code

Document will be returned to the name and address you enter to the left.
←

Fee: See Instructions C. and E.

In compliance with the requirements of the applicable provisions (relating to annual registration), the undersigned domestic or foreign registered limited liability partnership/limited liability company, hereby states that:

1. The name of the registered limited liability partnership/limited liability company is:

Limited Liability Partnership: complete only paragraph 2

2. The prescribed annual base fee of \$310 times _____ (the number of persons who were general partners of this partnership on December 31, _____ (year) and who are described in § 8221(b)(1)) accompanies this Certificate of Annual Registration.
--

Limited Liability Company: complete only paragraphs 3 and 4

3. <i>Check, and if appropriate complete, one of the following:</i>
<input type="checkbox"/> The company did not engage in any business not permitted by § 8996(a) (relating to purposes of restricted professional companies) during the year with respect to which this certificate is being filed.
<input type="checkbox"/> The company did engage in business not permitted by § 8996(a) (relating to purposes of restricted professional companies) during the year with respect to which this certificate is being filed.

4. The prescribed annual base fee of \$460 times _____ (the number of persons who were members of this company on December 31, _____ (year) and who are described in § 8998(b)(1)) accompanies this Certificate of Annual Registration.

IN TESTIMONY WHEREOF, the undersigned general partner/member has executed this Certificate of Annual Registration this _____ day of _____, _____. <hr style="border: 0.5px solid black;"/> <p style="text-align: center;">Signature</p>

DSCB: 15-8221/8998



**Department of State
Corporation Bureau
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057
Web site: www.dos.state.pa.us/corps**

General Instructions for Completion of Form:

- A. This form must be filed on or before April 15 of each year following the year with respect to which it is being filed.
- B. This form and all accompanying documents shall be mailed to the address stated above.

Instructions for Annual Registration for Registered Limited Liability Partnership

- C. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The annual fee of \$310 times the number of persons who were general partners of the partnership on December 31 shall accompany this form and shall be made payable to the Department of State. The base fee of \$310 was increased on December 31, 2009. See § 8221(b)(2). Failure to file the annual registration by April 15 will result in a lien on the assets of the partnership. If a certificate of annual registration is not filed by May 15, a penalty of \$500 will be assessed against the partnership, which will create a second lien on the assets of the partnership.
- D. The annual fee is required to be paid only with respect to a general partner who:
 - (1) in the case of a natural person, had his principal residence in Pennsylvania, or
 - (2) in the case of any other person, was incorporated or otherwise organized or existing under the laws of Pennsylvania. See § 8221(b)(1).

Instructions for Annual Registration for Limited Liability Company

- E. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The annual fee of \$460 times the number of persons who were members of the company on December 31 shall accompany this form and shall be made payable to the Department of State. The base fee of \$460 was increased on December 31, 2009. See § 8998(b)(2). Failure to file the annual registration by April 15 will result in a lien on the assets of the company. If a certificate of annual registration is not filed by May 15, a penalty of \$500 will be assessed against the company, which will create a second lien on the assets of the company.
- F. The annual fee is required to be paid only with respect to a member who:
 - (1) was licensed to practice the professional service rendered by the company; and
 - (2) had principal residence in Pennsylvania. See § 8998(b)(1).

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

Application for Registration - Foreign

(15 Pa.C.S.)

- Registered Limited Liability General Partnership (§ 8211)
- Registered Limited Liability Limited Partnership (§ 8211)
- Limited Partnership (§ 8582)
- Limited Liability Company (§ 8981)

Name		

Address		

City	State	Zip Code
_____	_____	_____

Document will be returned to the name and address you enter to the left.



Fee: \$250

In compliance with the requirements of the applicable provisions (relating to registration), the undersigned, desiring to register to do business in this Commonwealth, hereby states that:

1. The name of the limited liability company/limited liability partnership/limited partnership in the jurisdiction in which it is formed:

2. The name under which the limited liability company/limited liability partnership/limited partnership proposes to register and do business in this Commonwealth is:

3. The name of the jurisdiction under the laws of which it was organized and the date of its formation:

Jurisdiction: _____ Date of Formation: _____.

4. The (a) address of its initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and street	City	State	Zip	County

(b) Name of Commercial Registered Office Provider				County

DSCB:15-8981/8211/8582-2

5. Check and complete one of the following:

___ The address of the office required to be maintained by it in the jurisdiction of its organization by the laws of that jurisdiction is:

Number and street	City	State	Zip
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___ It is not required by the laws of its jurisdiction of organization to maintain an office therein and the address of its principal office is:

Number and street	City	State	Zip
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6. For Restricted Professional Limited Liability Company Only. Strike out if inapplicable: The company is a restricted professional company organized to render the following professional service(s):

Limited Liability Partnership and Limited Partnership: Complete paragraphs 7 and 8

7. The name and business address of each general partner.

Name	Business Address

8. The address of the office at which is kept a list of the names and addresses of the limited partners and their capital contribution is:

Number and street	City	State	Zip	County
-------------------	------	-------	-----	--------

The registered partnership hereby undertakes to keep those records until its registration to do business in the Commonwealth is canceled or withdrawn.

IN TESTIMONY WHEREOF, the undersigned has caused this Application for Registration to be signed by a duly authorized officer/member or manager thereof this

___ day of ____, ____.

Name of Partnership/Company

Signature

Title

Rev. 11/2010

DSCB: 15-8981/8211/8582



**Department of State
Corporation Bureau
P.O. Box 8722
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(717) 787-1057
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Instructions for Completion of Form:

- A. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The filing fee for this form is \$250 made payable to the Department of State.
- B. A foreign limited liability company/limited liability partnership/limited partnership may adopt a name to register and do business in the Commonwealth of Pennsylvania that is different from the name in its formation documents filed in its state of domicile. Both boxes 1 and 2 should be completed, even if the name of the entity will be the same in both jurisdictions.
- C. *Designators: Limited Partnership:* The name may contain the word “company”, “limited” or “limited partnership” or abbreviation. *Limited Liability Partnership:* The name must contain the word “company”, “limited” or “limited liability partnership” or abbreviation. *Limited Liability Company:* The name must contain the word “company,” “limited” or “limited liability company” or abbreviation.
- D. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- E. The following, in addition to the filing fee, shall accompany this form:
 - (1) *For Limited Liability Company Only:* One copy of a completed form DSCB:15-134A (Docketing Statement).
 - (2) Any necessary copies of form DSCB:17.2.3 (Consent to Appropriation of Name).
 - (3) Any necessary governmental approvals.
- F. Under 15 Pa.C.S. § 8981 or § 8583, upon the filing of this form the applicant shall be authorized to do business in the Commonwealth of Pennsylvania and no certificate of authority will be issued to the applicant by the Department.
- G. This form and all accompanying documents shall be mailed to the address stated above.



UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]			
B. SEND ACKNOWLEDGMENT TO: (Name and Address)			

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME				
OR				
1b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX
1c. MAILING ADDRESS		CITY	STATE	POSTAL CODE
				COUNTRY
1d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION	1f. JURISDICTION OF ORGANIZATION	1g. ORGANIZATIONAL ID #, if any
				<input type="checkbox"/> NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one debtor name (2a or 2b) - do not abbreviate or combine names

2a. ORGANIZATION'S NAME				
OR				
2b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX
2c. MAILING ADDRESS		CITY	STATE	POSTAL CODE
				COUNTRY
2d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION	2g. ORGANIZATIONAL ID #, if any
				<input type="checkbox"/> NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - insert only one secured party name (3a or 3b)

3a. ORGANIZATION'S NAME				
OR				
3b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX
3c. MAILING ADDRESS		CITY	STATE	POSTAL CODE
				COUNTRY

4. This FINANCING STATEMENT covers the following collateral:

5. ALTERNATIVE DESIGNATION (if applicable): LESSEE/LESSOR CONSIGNEE/CONSIGNOR BAILEE/BAILOR SELLER/BUYER AG. LIEN NON-UCC FILING

6. This FINANCING STATEMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS. Attach Addendum. [if applicable] [ADDITIONAL FEE] [optional]

7. Check to REQUEST SEARCH REPORT(S) on Debtor(s): All Debtors Debtor 1 Debtor 2

8. OPTIONAL FILER REFERENCE DATA

Instructions for UCC Financing Statement (Form UCC1)

Please type or laser-print this form. Be sure it is completely legible. Read all Instructions, especially Instruction 1; correct Debtor name is crucial. Follow Instructions completely.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. Filing office cannot give legal advice. Do not insert anything in the open space in the upper portion of this form; it is reserved for filing office use.

When properly completed, send Filing Office Copy, with required fee, to filing office. If you want an acknowledgment, complete item B and, if filing in a filing office that returns an acknowledgment copy furnished by filer, you may also send Acknowledgment Copy; otherwise detach. If you want to make a search request, complete item 7 (after reading Instruction 7 below) and send Search Report Copy, otherwise detach. Always detach Debtor and Secured Party Copies.

If you need to use attachments, you are encouraged to use either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP).

A. To assist filing offices that might wish to communicate with filer, filer may provide information in item A. This item is optional.

B. Complete item B if you want an acknowledgment sent to you. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form a carbon or other copy of this form for use as an acknowledgment copy.

1. **Debtor name:** Enter only one Debtor name in item 1, an organization's name (1a) or an individual's name (1b). Enter Debtor's exact full legal name. Don't abbreviate.
 - 1a. **Organization Debtor.** "Organization" means an entity having a legal identity separate from its owner. A partnership is an organization; a sole proprietorship is not an organization, even if it does business under a trade name. If Debtor is a partnership, enter exact full legal name of partnership; you need not enter names of partners as additional Debtors. If Debtor is a registered organization (e.g., corporation, limited partnership, limited liability company), it is advisable to examine Debtor's current filed charter documents to determine Debtor's correct name, organization type, and jurisdiction of organization.
 - 1b. **Individual Debtor.** "Individual" means a natural person; this includes a sole proprietorship, whether or not operating under a trade name. Don't use prefixes (Mr., Mrs., Ms.). Use suffix box only for titles of lineage (Jr., Sr., III) and not for other suffixes or titles (e.g., M.D.). Use married woman's personal name (Mary Smith, not Mrs. John Smith). Enter individual Debtor's family name (surname) in Last Name box, first given name in First Name box, and all additional given names in Middle Name box.
For both organization and individual Debtors: Don't use Debtor's trade name, DBA, AKA, FKA, Division name, etc. in place of or combined with Debtor's legal name; you may add such other names as additional Debtors if you wish (but this is neither required nor recommended).
 - 1c. An address is always required for the Debtor named in 1a or 1b.
 - 1d. Reserved for Financing Statements to be filed in North Dakota or South Dakota only. If this Financing Statement is to be filed in North Dakota or South Dakota, the Debtor's taxpayer identification number (tax ID#) — social security number or employer identification number must be placed in this box.
 - 1e,f,g. "Additional information re organization Debtor" is always required. Type of organization and jurisdiction of organization as well as Debtor's exact legal name can be determined from Debtor's current filed charter document. Organizational ID #, if any, is assigned by the agency where the charter document was filed; this is different from tax ID #; this should be entered preceded by the 2-character U.S. Postal identification of state of organization if one of the United States (e.g., CA12345, for a California corporation whose organizational ID # is 12345); if agency does not assign organizational ID #, check box in item 1g indicating "none."

Note: If Debtor is a trust or a trustee acting with respect to property held in trust, enter Debtor's name in item 1 and attach Addendum (Form UCC1Ad) and check appropriate box in item 17. If Debtor is a decedent's estate, enter name of deceased individual in item 1b and attach Addendum (Form UCC1Ad) and check appropriate box in item 17. If Debtor is a transmitting utility or this Financing Statement is filed in connection with a Manufactured-Home Transaction or a Public-Finance Transaction as defined in applicable Commercial Code, attach Addendum (Form UCC1Ad) and check appropriate box in item 18.
2. If an additional Debtor is included, complete item 2, determined and formatted per Instruction 1. To include further additional Debtors, attach either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 for determining and formatting additional names.
3. Enter information for Secured Party or Total Assignee, determined and formatted per Instruction 1. To include further additional Secured Parties, attach either Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 for determining and formatting additional names. If there has been a total assignment of the Secured Party's interest prior to filing this form, you may either (1) enter Assignor S/P's name and address in item 3 and file an Amendment (Form UCC3) [see item 5 of that form]; or (2) enter Total Assignee's name and address in item 3 and, if you wish, also attaching Addendum (Form UCC1Ad) giving Assignor S/P's name and address in item 12.
4. Use item 4 to indicate the collateral covered by this Financing Statement. If space in item 4 is insufficient, put the entire collateral description or continuation of the collateral description on either Addendum (Form UCC1Ad) or other attached additional page(s).
5. If filer desires (at filer's option) to use titles of lessee and lessor, or consignee and consignor, or seller and buyer (in the case of accounts or chattel paper), or bailee and bailor instead of Debtor and Secured Party, check the appropriate box in item 5. If this is an agricultural lien (as defined in applicable Commercial Code) filing or is otherwise not a UCC security interest filing (e.g., a tax lien, judgment lien, etc.), check the appropriate box in item 5, complete items 1-7 as applicable and attach any other items required under other law.
6. If this Financing Statement is filed as a fixture filing or if the collateral consists of timber to be cut or as-extracted collateral, complete items 1-5, check the box in item 6, and complete the required information (items 13, 14 and/or 15) on Addendum (Form UCC1Ad).
7. This item is optional. Check appropriate box in item 7 to request Search Report(s) on all or some of the Debtors named in this Financing Statement. The Report will list all Financing Statements on file against the designated Debtor on the date of the Report, including this Financing Statement. There is an additional fee for each Report. If you have checked a box in item 7, file Search Report Copy together with Filing Officer Copy (and Acknowledgment Copy). Note: Not all states do searches and not all states will honor a search request made via this form; some states require a separate request form.
8. This item is optional and is for filer's use only. For filer's convenience of reference, filer may enter in item 8 any identifying information (e.g., Secured Party's loan number, law firm file number, Debtor's name or other identification, state in which form is being filed, etc.) that filer may find useful.

UCC FINANCING STATEMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

9. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT

9a. ORGANIZATION'S NAME		
OR	9b. INDIVIDUAL'S LAST NAME	
	FIRST NAME	MIDDLE NAME,SUFFIX

10. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

11. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (11a or 11b) - do not abbreviate or combine names

11a. ORGANIZATION'S NAME			
OR	11b. INDIVIDUAL'S LAST NAME		FIRST NAME
		MIDDLE NAME	SUFFIX
11c. MAILING ADDRESS		CITY	STATE
		POSTAL CODE	COUNTRY
11d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	11e. TYPE OF ORGANIZATION	11f. JURISDICTION OF ORGANIZATION
			11g. ORGANIZATIONAL ID #, if any
			<input type="checkbox"/> NONE

12. ADDITIONAL SECURED PARTY'S *or* ASSIGNOR S/P'S NAME - insert only one name (12a or 12b)

12a. ORGANIZATION'S NAME			
OR	12b. INDIVIDUAL'S LAST NAME		FIRST NAME
		MIDDLE NAME	SUFFIX
12c. MAILING ADDRESS		CITY	STATE
		POSTAL CODE	COUNTRY

13. This FINANCING STATEMENT covers <input type="checkbox"/> timber to be cut or <input type="checkbox"/> as-extracted collateral, or is filed as a <input type="checkbox"/> fixture filing.	16. Additional collateral description:
14. Description of real estate:	
15. Name and address of a RECORD OWNER of above-described real estate (if Debtor does not have a record interest):	

17. Check only if applicable and check only one box.
 Debtor is a Trust or Trustee acting with respect to property held in trust or Decedent's Estate

18. Check only if applicable and check only one box.
 Debtor is a TRANSMITTING UTILITY
 Filed in connection with a Manufactured-Home Transaction
 Filed in connection with a Public-Finance Transaction

International Association of Commercial Administrators (IACA)

FILING OFFICE COPY — UCC FINANCING STATEMENT ADDENDUM (FORM UCC1Ad) (REV. 05/21/09)

Instructions for UCC Financing Statement Addendum (Form UCC1Ad)

9. Insert name of first Debtor shown on Financing Statement to which this Addendum relates, exactly as shown in item 1 of Financing Statement.
10. Miscellaneous: Under certain circumstances, additional information not provided on Financing Statement may be required. Also, some states have non-uniform requirements. Use this space to provide such additional information or to comply with such requirements; otherwise, leave blank.
11. If this Addendum adds an additional Debtor, complete item 11 in accordance with Instruction 1 of Financing Statement. To include further additional Debtors, attach either an additional Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 of Financing Statement for determining and formatting additional names.
12. If this Addendum adds an additional Secured Party, complete item 12 in accordance with Instruction 3 of Financing Statement. To include further additional Secured Parties, attach either an additional Addendum (Form UCC1Ad) or Additional Party (Form UCC1AP) and follow Instruction 1 of Financing Statement for determining and formatting additional names. In the case of a total assignment of the Secured Party's interest before the filing of this Financing Statement, if filer has given the name and address of the Total Assignee in item 3 of Financing Statement, filer may give the Assignor S/P's name and address in item 12.
- 13-15. If collateral is timber to be cut or as-extracted collateral, or if this Financing Statement is filed as a fixture filing, check appropriate box in item 13; provide description of real estate in item 14; and, if Debtor is not a record owner of the described real estate, also provide, in item 15, the name and address of a record owner. Also provide collateral description in item 4 of Financing Statement. Also check box 6 on Financing Statement. Description of real estate must be sufficient under the applicable law of the jurisdiction where the real estate is located.
16. Use this space to provide continued description of collateral, if you cannot complete description in item 4 of Financing Statement.
17. If Debtor is a trust or a trustee acting with respect to property held in trust or is a decedent's estate, check the appropriate box.
18. If Debtor is a transmitting utility or if the Financing Statement relates to a Manufactured-Home Transaction or a Public-Finance Transaction as defined in the applicable Commercial Code, check the appropriate box.

UCC FINANCING STATEMENT ADDITIONAL PARTY

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

19. NAME OF FIRST DEBTOR (1a or 1b) ON RELATED FINANCING STATEMENT		
19a. ORGANIZATION'S NAME		
OR		
19b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

20. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

21. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only <u>one</u> name (21a or 21b) - do not abbreviate or combine names					
21a. ORGANIZATION'S NAME					
OR					
21b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
21c. MAILING ADDRESS			CITY	STATE	POSTAL CODE
21d. SEE INSTRUCTIONS			21e. TYPE OF ORGANIZATION	21f. JURISDICTION OF ORGANIZATION	21g. ORGANIZATIONAL ID #, if any
ADD'L INFO RE ORGANIZATION DEBTOR					<input type="checkbox"/> NONE

22. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only <u>one</u> name (22a or 22b) - do not abbreviate or combine names					
22a. ORGANIZATION'S NAME					
OR					
22b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
22c. MAILING ADDRESS			CITY	STATE	POSTAL CODE
22d. SEE INSTRUCTIONS			22e. TYPE OF ORGANIZATION	22f. JURISDICTION OF ORGANIZATION	22g. ORGANIZATIONAL ID #, if any
ADD'L INFO RE ORGANIZATION DEBTOR					<input type="checkbox"/> NONE

23. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only <u>one</u> name (23a or 23b) - do not abbreviate or combine names					
23a. ORGANIZATION'S NAME					
OR					
23b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
23c. MAILING ADDRESS			CITY	STATE	POSTAL CODE
23d. SEE INSTRUCTIONS			23e. TYPE OF ORGANIZATION	23f. JURISDICTION OF ORGANIZATION	23g. ORGANIZATIONAL ID #, if any
ADD'L INFO RE ORGANIZATION DEBTOR					<input type="checkbox"/> NONE

24. ADDITIONAL SECURED PARTY'S NAME (or Name of TOTAL ASSIGNEE) - insert only <u>one</u> name (24a or 24b)					
24a. ORGANIZATION'S NAME					
OR					
24b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
24c. MAILING ADDRESS			CITY	STATE	POSTAL CODE

25. ADDITIONAL SECURED PARTY'S NAME (or Name of TOTAL ASSIGNEE) - insert only <u>one</u> name (25a or 25b)					
25a. ORGANIZATION'S NAME					
OR					
25b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
25c. MAILING ADDRESS			CITY	STATE	POSTAL CODE

FILING OFFICE COPY — UCC FINANCING STATEMENT ADDITIONAL PARTY (FORM UCC1AP) (REV. 05/22/02) International Association of Commercial Administrators (IACA)

Instructions for UCC Financing Statement Additional Party (Form UCC1AP)

Use this form to continue adding additional Debtor or Secured Party names as needed when filing a UCC Financing Statement (Form UCC1).

19. Insert name of first Debtor shown on Financing Statement to which this Additional Party relates, exactly as shown in item 1 of Financing Statement.
20. Miscellaneous: Under certain circumstances, additional information not provided on Financing Statement may be required. Also, some states have non-uniform requirements. Use this space to provide such additional information or to comply with such requirements; otherwise, leave blank.
- 21-23. If this Additional Party adds additional Debtors, complete items 21, 22, and 23 in accordance with Instruction 1 of Financing Statement and give complete information for each additional Debtor. Be sure to complete either the organization's name or individual's name items.
- 24-25. If this Additional Party adds additional Secured Parties, complete items 24 and 25 in accordance with Instruction 3 of Financing Statement and give complete information for each additional Secured Party.

UCC FINANCING STATEMENT AMENDMENT ADDENDUM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

11. INITIAL FINANCING STATEMENT FILE # (same as item 1a on Amendment form)

12. NAME OF PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)

12a. ORGANIZATION'S NAME

OR

12b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME, SUFFIX

13. Use this space for additional information

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

Instructions for National UCC Financing Statement AMENDMENT Addendum (Form UCC3Ad)

11. Enter information exactly as given in item 1a on Amendment form.
12. Enter information exactly as given in item 9 on Amendment form.
13. If space on Amendment form is insufficient or you must provide additional information, enter additional information in item 13.



UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE # _____

1b. This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS.

2. **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. **ASSIGNMENT** (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 9.

5. **AMENDMENT (PARTY INFORMATION):** This Amendment affects Debtor or Secured Party of record. Check only one of these two boxes.
 Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.

CHANGE name and/or address; Please refer to the detailed instructions in regards to changing the name/address of a party. DELETE name: Give record name to be deleted in item 6a or 6b. ADD name: Complete item 7a or 7b, and also item 7c; also complete items 7e-7g (if applicable).

6. **CURRENT RECORD INFORMATION:**

6a. ORGANIZATION'S NAME _____

OR

6b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
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7. **CHANGED (NEW) OR ADDED INFORMATION:**

7a. ORGANIZATION'S NAME _____

OR

7b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
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7c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY
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7d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	7e. TYPE OF ORGANIZATION	7f. JURISDICTION OF ORGANIZATION	7g. ORGANIZATIONAL ID #, if any <input type="checkbox"/> NONE
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8. **AMENDMENT (COLLATERAL CHANGE):** check only one box.
 Describe collateral deleted or added, or give entire restated collateral description, or describe collateral assigned.

9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT** (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME _____

OR

9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
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10. OPTIONAL FILER REFERENCE DATA _____

Instructions for UCC Financing Statement Amendment (Form UCC3)

Please type or laser-print this form. Be sure it is completely legible. Read all Instructions, especially Instruction 1a; correct file number of initial financing statement is crucial. Follow Instructions completely.

Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. Filing office cannot give legal advice. Do not insert anything in the open space in the upper portion of this form; it is reserved for filing office use.

An Amendment may relate to only one financing statement. Do not enter more than one file number in item 1a.

When properly completed, send Filing Office Copy, with required fee, to filing office. If you want an acknowledgment, complete item B and, if filing in a filing office that returns an acknowledgment copy furnished by filer, you may also send Acknowledgment Copy, otherwise detach. Always detach Debtor and Secured Party Copies.

If you need to use attachments, you are encouraged to use either Amendment Addendum (Form UCC3Ad) or Amendment Additional Party (Form UCC3AP). Always complete items 1a and 9.

A. To assist filing offices that might wish to communicate with filer, filer may provide information in item A. This item is optional.

B. Complete item B if you want an acknowledgment sent to you. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form a carbon or other copy of this form for use as an acknowledgment copy.

1a. **File number:** Enter file number of initial financing statement to which this Amendment relates. Enter only one file number. In some states, the file number is not unique; in those states, also enter in item 1a, after the file number, the date that the initial financing statement was filed.

1b. Only if this Amendment is to be filed or recorded in the real estate records, check box 1b and also, in item 13 of Amendment Addendum, enter Debtor's name, in proper format exactly identical to the format of item 1 of financing statement, and name of record owner if Debtor does not have a record interest.

Note: Show purpose of this Amendment by checking box 2, 3, 4, 5 (in item 5 you must check two boxes) or 8; also complete items 6, 7 and/or 8 as appropriate. Filer may use this Amendment form to simultaneously accomplish both data changes (items 4, 5, and/or 8) and a Continuation (item 3), although in some states filer may have to pay a separate fee for each purpose.

2. To terminate the effectiveness of the identified financing statement with respect to security interest(s) of authorizing Secured Party, check box 2. See Instruction 9 below.

3. To continue the effectiveness of the identified financing statement with respect to security interest(s) of authorizing Secured Party, check box 3. See Instruction 9 below.

4. To assign (i) all of assignor's interest under the identified financing statement, or (ii) a partial interest in the security interest covered by the identified financing statement, or (iii) assignor's full interest in some (but not all) of the collateral covered by the identified financing statement: Check box in item 4 and enter name of assignee in item 7a if assignee is an organization, or in item 7b, formatted as indicated, if assignee is an individual. Complete 7a or 7b, but not both. Also enter assignee's address in item 7c. Also enter name of assignor in item 9. If partial Assignment affects only some (but not all) of the collateral covered by the identified financing statement, filer may check appropriate box in item 8 and indicate affected collateral in item 8.

5,6,7. To change the name of a party: Check box in item 5 to indicate whether this Amendment amends information relating to a Debtor or a Secured Party; also check box in item 5 to indicate that this is a name change; also enter name of affected party (current record name) in item 6a or 6b as appropriate; and enter new name (7a or 7b). If the new name refers to a Debtor complete (7c); also complete 7e-7g if 7a was completed.

5,6,7. To change the address of a party: Check box in item 5 to indicate whether this Amendment amends information relating to a Debtor or a Secured Party; also check box in item 5 to indicate that this is an address change; also enter name of affected party (current record name) in item 6a or 6b as appropriate; and enter new address (7c) in item 7.

5,6,7. To change the name and address of a party: Check box in item 5 to indicate whether this Amendment amends information relating to a Debtor or a Secured Party; also check box in item 5 to indicate that this is a name/address change; also enter name of affected party (current record name) in items 6a or 6b as appropriate; and enter the new name (7a or 7b). If the new name refers to a Debtor complete item 7c; also complete 7e-7g if 7a was completed.

5.6. To delete a party: Check box in item 5 to indicate whether deleting a Debtor or a Secured Party; also check box in item 5 to indicate that this is a deletion of a party; and also enter name (6a or 6b) of deleted party in item 6.

5.7. To add a party: Check box in item 5 to indicate whether adding a Debtor or Secured Party; also check box in item 5 to indicate that this is an addition of a party and enter the new name (7a or 7b). If the new name refers to a Debtor complete item 7c; also complete 7e-7g if 7a was completed. To include further additional Debtors or Secured Parties, attach Amendment Additional Party (Form UCC3AP), using correct name format.

Note: The preferred method for filing against a new Debtor (an individual or organization not previously of record as a Debtor under this file number) is to file a new Financing Statement (UCC1) and not an Amendment (UCC3).

7d. Reserved for Financing Statement Amendments to be filed in North Dakota or South Dakota only. If this Financing Statement Amendment is to be filed in North Dakota or South Dakota, the Debtor's taxpayer identification number (tax ID#) — social security number or employer identification number must be placed in this box.

8. Collateral change. To change the collateral covered by the identified financing statement, describe the change in item 8. This may be accomplished either by describing the collateral to be added or deleted, or by setting forth in full the collateral description as it is to be effective after the filing of this Amendment, indicating clearly the method chosen (check the appropriate box). If the space in item 8 is insufficient, use item 13 of Amendment Addendum (Form UCC3Ad). A partial release of collateral is a deletion. If, due to a full release of all collateral, filer no longer claims a security interest under the identified financing statement, check box 2 (Termination) and not box 8 (Collateral Change). If a partial assignment consists of the assignment of some (but not all) of the collateral covered by the identified financing statement, filer may indicate the assigned collateral in item 8, check the appropriate box in item 8, and also comply with instruction 4 above.

9. Always enter name of party of record authorizing this Amendment; in most cases, this will be a Secured Party of record. If more than one authorizing Secured Party, give additional name(s), properly formatted, in item 13 of Amendment Addendum (Form UCC3Ad). If the indicated financing statement refers to the parties as lessee and lessor, or consignee and consignor, or seller and buyer, instead of Debtor and Secured Party, references in this Amendment shall be deemed likewise so to refer to the parties. If this is an assignment, enter assignor's name. If this is an Amendment authorized by a Debtor that adds collateral or adds a Debtor, or if this is a Termination authorized by a Debtor, check the box in item 9 and enter the name, properly formatted, of the Debtor authorizing this Amendment, and, if this Amendment or Termination is to be filed or recorded in the real estate records, also enter, in item 13 of Amendment Addendum, name of Secured Party of record.

10. This item is optional and is for filer's use only. For filer's convenience of reference, filer may enter in item 10 any identifying information (e.g., Secured Party's loan number, law firm file number, Debtor's name or other identification, state in which form is being filed, etc.) that filer may find useful.

UCC FINANCING STATEMENT AMENDMENT ADDITIONAL PARTY

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

14. INITIAL FINANCING STATEMENT FILE # (same as item 1a on Amendment form)

15. NAME OF PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)

15a. ORGANIZATION'S NAME			
OR	15b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME, SUFFIX

16. MISCELLANEOUS

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

17. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (17a or 17b) - do not abbreviate or combine names

17a. ORGANIZATION'S NAME						
OR	17b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
17c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY
17d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	17e. TYPE OF ORGANIZATION	17f. JURISDICTION OF ORGANIZATION	17g. ORGANIZATIONAL ID #, if any		
					<input type="checkbox"/> NONE	

18. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (18a or 18b) - do not abbreviate or combine names

18a. ORGANIZATION'S NAME						
OR	18b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
18c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY
18d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	18e. TYPE OF ORGANIZATION	18f. JURISDICTION OF ORGANIZATION	18g. ORGANIZATIONAL ID #, if any		
					<input type="checkbox"/> NONE	

19. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - insert only one name (19a or 19b) - do not abbreviate or combine names

19a. ORGANIZATION'S NAME						
OR	19b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
19c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY
19d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	19e. TYPE OF ORGANIZATION	19f. JURISDICTION OF ORGANIZATION	19g. ORGANIZATIONAL ID #, if any		
					<input type="checkbox"/> NONE	

20. ADDITIONAL SECURED PARTY'S NAME (or Name of TOTAL ASSIGNEE) - insert only one name (20a or 20b)

20a. ORGANIZATION'S NAME						
OR	20b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
20c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY

21. ADDITIONAL SECURED PARTY'S NAME (or Name of TOTAL ASSIGNEE) - insert only one name (21a or 21b)

21a. ORGANIZATION'S NAME						
OR	21b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX	
21c. MAILING ADDRESS			CITY	STATE	POSTAL CODE	COUNTRY

FILING OFFICE COPY — UCC FINANCING STATEMENT AMENDMENT ADDITIONAL PARTY (FORM UCC3AP) (REV. 05/22/02) International Association of Commercial Administrators (IACA)

Instructions for UCC Financing Statement Amendment Additional Party (Form UCC3AP)

Use this form to continue adding additional Debtor or Secured Party names as needed when filing a UCC Financing Statement Amendment (Form UCC3).

14. Enter file number of Financing Statement as shown on the Amendment to which this Amendment Additional Party relates, exactly as shown in item 1a of Amendment.
15. Enter information exactly as shown in item 9 of Amendment.
16. Miscellaneous: Under certain circumstances, additional information not provided on Amendment may be required. Also, some states have non-uniform requirements. Use this space to provide such additional information or to comply with such requirements; otherwise, leave blank.
- 17-19. If this Amendment Additional Party adds additional Debtors, complete items 17, 18, and 19 in accordance with Instruction 1 of Financing Statement and give complete information for each additional Debtor. Be sure to complete either the organization's name or individual's name items.
- 20-21. If this Amendment Additional Party adds additional Secured Parties, complete items 20 and 21 in accordance with Instruction 3 of Financing Statement and give complete information for each additional Secured Party.



The filing of this statement of claim does not affect the effectiveness of an initial financing statement or other filed record.

STATEMENT OF CLAIM

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF PERSON FILING THIS STATEMENT [optional]	
B. SEND ACKNOWLEDGMENT TO: (Name and Address)	
<div style="border: 1px solid black; width: 100%; height: 100%; margin: 5px 0;"></div>	<div style="border: 1px solid black; width: 100%; height: 100%; margin: 5px 0;"></div>

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. Identification of the RECORD to which this STATEMENT OF CLAIM relates.

1a. INITIAL FINANCING STATEMENT FILE NUMBER	1b. RECORD INFORMATION TO WHICH THIS STATEMENT OF CLAIM RELATES
---	---

2a. RECORD is inaccurate.

Provide the basis for the belief of the person identified in item 4 that the RECORD identified in item 1 is inaccurate and indicate the manner in which the person believes the RECORD should be amended to cure the inaccuracy.

2b. RECORD was wrongfully filed.

Provide the basis for the belief of the person identified in item 4 that the RECORD identified in item 1 was wrongfully filed.

3. If this STATEMENT OF CLAIM relates to a RECORD filed [or recorded] in a filing office described in Section 9-501(a)(1) and this STATEMENT OF CLAIM is filed in such a filing office, provide the date [and time] on which the INITIAL FINANCING STATEMENT identified in item 1a above was filed [or recorded].

3a. DATE	3b. TIME
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4. NAME OF PERSON AUTHORIZING THE FILING OF THIS STATEMENT OF CLAIM — The RECORD identified in item 1 must be indexed under this name.

4a. ORGANIZATION'S NAME			
OR			
4b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

International Association of Commercial Administrators (IACA)

FILING OFFICE COPY — STATEMENT OF CLAIM (FORM UCC5) (REV. 05/21/09)

Instructions for Statement of Claim (Form UCC5)

Please type or laser-print this form. Be sure it is completely legible. Read all Instructions, especially Instructions 1a and 1b; correct identification of the initial Record to which this Statement of Claim relates is crucial. Follow Instructions completely. Fill in form very carefully. If you have questions, consult your attorney. Filing office cannot give legal advice. Do not insert anything in the open space in the upper portion of this form; it is reserved for filing office use. When properly completed, send Filing Office Copy to filing office. Always detach Debtor and Secured Party Copies.

ITEM INSTRUCTIONS

- A. To assist filing offices that might wish to communicate with filer, filer may provide information in item A. This item is optional.
- B. Complete item B if you want an acknowledgment sent to you. If filing in a filing office that returns an acknowledgment copy furnished by filer, present simultaneously with this form a carbon or other copy of this form for use as an acknowledgment copy.

General — You must always complete items 1 and 4 and either 2a or 2b. You may also be required to complete item 3.

- 1a. **File number:** Enter file number of initial financing statement to which the Record that is the object of this Statement of Claim relates. Enter only one file number.
- 1b. Enter record information to which this Statement of Claim relates. Indicate the type of Record to which this Statement of Claim relates (e.g., Financing Statement or Amendment) or you may also insert additional information that you believe will assist in identifying the Record (e.g., the Record file number or the filing date of the Record).
- 2a. If this Statement of Claim is filed based on the filer's belief that the Record identified in item 1 is inaccurate, check box 2a, provide the basis for that belief, and indicate the manner in which the Record should be amended to cure the inaccuracy.
- 2b. If this Statement of Claim is filed based on the filer's belief that the Record identified in item 1 was wrongfully filed, check box 2b and provide the basis for that belief.
- 3. If this Statement of Claim relates to a Record filed [or recorded] in a filing office described in Section 9-501(a)(1) and this Statement of Claim is filed in such a filing office, provide the date [and time] on which the initial financing statement identified in item 1a above was filed [or recorded].
- 4. Always enter name of the person who authorized the filing of this Statement of Claim. This name must be the same as the name under which the Record is indexed.



INFORMATION REQUEST

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT [optional]	FILING OFFICE ACCT #
B. RETURN TO: (Name and Address)	
<div style="border: 1px solid black; width: 100%; height: 100%; margin: 5px;"></div>	

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR NAME to be searched - insert only one debtor name (1a or 1b) - do not abbreviate or combine names

1a. ORGANIZATION'S NAME			
OR			
1b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

2. INFORMATION OPTIONS relating to UCC filings and other notices on file in the filing office that include as a Debtor name the name identified in item 1:

2a. SEARCH RESPONSE CERTIFIED (Optional)
 Select one of the following two options: ALL (Check this box to request a response that is complete, including filings that have lapsed.) UNLAPSED

2b. COPY REQUEST CERTIFIED (Optional)
 Select one of the following two options: ALL UNLAPSED

2c. SPECIFIED COPIES ONLY CERTIFIED (Optional)

Record Number	Date Record Filed (if required)	Type of Record and Additional Identifying Information (if required)

3. ADDITIONAL SERVICES:

4. DELIVERY INSTRUCTIONS (request will be completed and mailed to the address shown in item B unless otherwise instructed here).

4a. Pick Up
 4b. Other

Specify desired method [here](#) (if available from this office); provide delivery information (e.g., delivery service's name, addressee's account # with delivery service, addressee's phone #, etc.)

FILING OFFICE COPY (1) — NATIONAL INFORMATION REQUEST (FORM UCC11) (REV. 05/09/01)

Instructions for National Information Request (Form UCC11)

Please type or laser-print this form. Be sure it is completely legible. Read all Instructions. Follow Instructions completely. Fill in form very carefully; mistakes may have important legal consequences. If you have questions, consult your attorney. Filing office cannot give legal advice. Do not insert anything in the open space in the upper portion of this form; it is reserved for filing office use. When properly completed, send form parts 1 and 2 (labeled Filing Office Copy (1) and (2)), with required fee, to filing office. Always detach Requestor Copy. Filing office may offer additional information options. Contact filing office or use form specially designed by filing office to obtain additional information options.

A. To assist filing officers that might wish to communicate with requestor, requestor may provide information in item A. This item is optional.
 B. Enter name and address of requestor in item B. This item is NOT optional.

1. **Debtor name:** Enter only one Debtor name in item 1, an organization's name (1a) or an individual's name (1b). Enter Debtor's exact full legal name. Don't abbreviate.
 - 1a. **Organization Debtor.** "Organization" means an entity having a legal identity separate from its owner. A partnership is an organization; a sole proprietorship is not an organization, even if it does business under a trade name. If Debtor is a partnership, enter exact full legal name of partnership; you need not enter names of partners as additional Debtors. If Debtor is a registered organization (e.g., corporation, limited partnership, limited liability company), it is advisable to examine Debtor's current filed charter documents to determine Debtor's correct name, organization type, and jurisdiction of organization.
 - 1b. **Individual Debtor.** "Individual" means a natural person; this includes a sole proprietorship, whether or not operating under a trade name. Don't use prefixes (Mr., Mrs., Ms.). Use suffix box only for titles of lineage (Jr., Sr., III) and not for other suffixes or titles (e.g., M.D.). Use married woman's personal name (Mary Smith, not Mrs. John Smith). Enter individual Debtor's family name (surname) in Last Name box, first given name in First Name box, and all additional given names in Middle Name box.

For both organization and individual Debtors: Don't use Debtor's trade name, DBA, AKA, FKA, Division name, etc. in place of or combined with Debtor's legal name; you may add such other names as additional Debtors if you wish (but this is neither required nor recommended).
2. Information options relating to UCC filings and other notices on file in the filing office that include as a Debtor name the name identified in item 1. Please note that it is permissible to select an option in 2a and also check an option in 2b. Check the "CERTIFIED (Optional)" box appropriately in items 2a, 2b, or 2c.
 - 2a. Check appropriate box in item 2a; the box "ALL" if you are requesting a search of all active records, including lapsed filings, or the box "UNLAPSED" if you are requesting a search of only active records that have not lapsed.
 - 2b. Check appropriate box in item 2b to request copies of records appearing on the search response; the box "ALL" if you are requesting copies of all active records, including lapsed filings, or the box "UNLAPSED" if you are requesting copies of only active records that have not lapsed.
 - 2c. Complete item 2c if you are ordering copies of specific records by record number.
3. Some filing offices offer service options in addition to those offered in item 2. These may be shown on the face of this form or may otherwise be publicized by the particular filing office. **Caution:** if any of these additional service options introduces a search criterion (e.g., limiting search to named Debtor at an address in a specified city and state) that narrows the scope of the search, this may result in an incomplete search (that fails to list all filings against the named Debtor) and you may fail to learn information that might be of value to you.
4. Delivery Instructions: Unless otherwise instructed, filing office will mail information to the name and address in item B. If information will be picked up from the filing office, check the "Pick Up" box. Contact filing office concerning availability of other delivery options. For other than mail or pick up, check the "Other" box and specify the other delivery method that you are requesting. If requesting delivery service, provide delivery service's name and requestor's account number to bill for delivery charge. Filing office will not deliver by delivery service unless prepaid waybill or account number for billing is provided.

[Pa.B. Doc. No. 10-2286. Filed for public inspection November 24, 2010, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meeting: Technical Advisory Group Teleconference, Tuesday, November 30, 2010, at 2 p.m.

The teleconference will be accessible from the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodations due to a disability and wish to attend the meeting should contact René Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 10-2287. Filed for public inspection November 24, 2010, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agencies must consider these comments in preparing the final-form regulation. The final-form regulations must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issues</i>
12-93	Department of Labor and Industry Responsibilities of Employers 40 Pa.B. 5179 (September 11, 2010)	10/12/10	11/12/10
16A-5613	State Real Estate Commission Education 40 Pa.B. 5195 (September 11, 2010)	10/12/10	11/12/10

Department of Labor and Industry
Regulation #12-93 (IRRC #2869)
Responsibilities of Employers
November 12, 2010

We submit for your consideration the following comments on the proposed rulemaking published in the September 11, 2010 *Pennsylvania Bulletin*. Our comments are based on criteria in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Department of Labor and Industry (Department) to respond to all comments received from us or any other source.

1. Section 63.25. Filing methods.—Reasonableness; Clarity.

Additional and suspended methods for filing documents

Subsections (a) through (f) specify acceptable methods for filing documents. The requirements of these subsections establish a binding norm for both the regulated community and the Department. However, Subsection (g) (relating to Additional and suspended methods) allows the Department to prescribe additional filing methods and to suspend filing methods established in prior subsections. If the Department wants to change the filing methods and how filing dates will be determined, that must be done through the rulemaking process. Therefore, the Department should delete Subsection (g).

2. Section 63.31. Applicability and definitions.—Need; Clarity.

Material change

Subsection (c) defines the term “Material change.” In our review we were unable to find this term used in Sections 63.31—63.37, as amended. The Department should delete the definition or explain why it is needed. If the definition is needed, the specific meaning of the phrase “substantial reduction” is unclear. The Department should replace this phrase in the regulation with a quantifiable provision.

3. Section 63.63. Agreement to compromise.—Clarity.

Filing method and required information

Existing Subsection (a) provides specific information for filing an application. This provision is being amended to include the vague requirement to file “in the manner that the Department prescribes, and containing the information that the Department requires.” How can a person reading this provision know how to comply? We recommend amending this provision to provide clear direction on how to file the document and how the applicant will know what information to provide.

**State Real Estate Commission
Regulation #16A-5613 (IRRC #2871)**

Education

November 12, 2010

We submit for your consideration the following comments on the proposed rulemaking published in the September 11, 2010 *Pennsylvania Bulletin*. Our comments are based on criteria in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the State Real Estate Commission (Real Estate Commission) to respond to all comments received from us or any other source.

1. Section 35.201.—Definitions.—Clarity.

Accredited college

The proposed regulation defines “accredited college” as an institution that is accredited by the Middle States Commission on Higher Education (Middle States) or “an equivalent accrediting body.” Who will determine and what criteria will be used to determine that an accrediting body is “equivalent” to Middle States? The final-form regulation should clarify these issues.

2. Section 35.272.—Examination for salesperson’s license.—Clarity.

Subsection (b) establishes certain standards the Real Estate Commission will use to determine whether examination candidates meet the necessary education requirements for licensure. Subsection (b)(2)(ii) permits credits offered by a provider “approved by the Commission,” but it does not explain the process for approval. We note that Section 35.341 of the existing regulation includes a process for approval of real estate education providers. To improve clarity, we recommend that the final-form regulation include a cross-reference to this section. The same concern applies to Sections 35.273(b)(2)(ii) and 35.275 (b)(2)(ii).

3. Section 35.359.—Course documentation.—Fiscal impact; Implementation procedures; Clarity.

Subsection (b) requires continuing education providers to provide, within 30 days after a course has ended, transcripts/certificates of instruction to each licensee who completed/taught the course. We raise three issues.

First, both the School Directors within the Pennsylvania Association of Realtors (School Directors) and Greater Harrisburg Association of Realtors and its related Realtors Institute (GHAR/GHRI) express concerns that this subsection does not specify whether these transcripts must be paper, or if an electronic version is acceptable. The School Directors also question whether these provisions will require a school seal on every transcript/certificate and an original signature. The final-form regulation should clarify these issues.

Second, both commentators also question the possible costs imposed by these provisions. If paper transcripts are required, commentators indicate that this will result in increased administrative and operating costs, with GHAR/GHRI estimating their costs to be approximately \$1500—\$2000 each continuing education cycle. However, the Real Estate Commission indicates in the Preamble that these transcripts will result in a “slight” fiscal impact on the regulated community. The Real Estate Commission should further explain how it determined the fiscal impact of the regulation in light of the cost estimates provided by commentators.

Finally, Subsection (b) states that these transcripts/certificates of instruction contain the information in existing Section 35.360(a)(5)(i)—(viii). However, Section 35.360 (a) also contains paragraph (ix), which requires that the transcript include: “the fact that the course will be accepted by the Commission towards fulfillment of the education requirement for either the real estate broker’s examination or real estate salesperson’s examination. . . .” Why doesn’t the cross-reference in Subsection 35.359(b) include a citation to paragraph (ix)? The final-form regulation should include this paragraph, or the Real Estate Commission should explain why it is not necessary.

4. Section 35.385.—Continuing education providers.—Need; Clarity.

Subsection (b) requires continuing education providers to comply with various standards for real estate education providers, and contains cross-references to existing provisions of Chapter 35, including references to specific subsections. Why does the Real Estate Commission intend for providers to comply with certain subsections rather than entire sections? The final-form regulation should clarify why the citations listed are the only references necessary.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 10-2288. Filed for public inspection November 24, 2010, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for the Merger of Capital City Insurance Company, Inc. with and into North Pointe Insurance Company

An application has been received requesting approval of the merger of Capital City Insurance Company, Inc., a stock casualty insurance company organized under the laws of the State of South Carolina, with and into North Pointe Insurance Company, a stock casualty insurance company organized under the laws of the Commonwealth of Pennsylvania. The filing was made under Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413); 15 Pa.C.S. §§ 1921—1932 (relating to merger, consolidation, share exchanges and sale of assets) and the GAA Amendments Act of 1990 (15 P.S. §§ 21101—21208).

Persons wishing to comment on the merger are invited to submit a written statement to the Insurance Department (Department) within 14 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@state.pa.us.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2289. Filed for public inspection November 24, 2010, 9:00 a.m.]

Pennsylvania Contributionship Insurance Company; Homeowners Program; Rate Revision; Rate Filing

On November 4, 2010, the Insurance Department (Department) received from Pennsylvania Contributionship Insurance Company a filing for a rate level change for homeowners insurance.

The company requests an overall 3.3% decrease amounting to \$821,000 annually, to be effective January 1, 2011, for new business and February 15, 2011, for renewal business.

Unless formal administrative action is taken prior to January 3, 2011, 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 15 days after publication of this notice in the *Pennsylvania Bulletin*.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2290. Filed for public inspection November 24, 2010, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insurer has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insurer's 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 USAA Casualty Insurance Company; file no. 10-169-94269; Carolyn A. Hocker; Doc. No. P10-11-002; January 4, 2011, 9:30 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. 10-2291. Filed for public inspection November 24, 2010, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' homeowner 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 Frank and Michelle Warner; file no. 10-183-95291; Metropolitan Direct Property & Casualty; Doc. No. P10-11-003; January 6, 2011, 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 Insurance Commissioner (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. 10-2292. Filed for public inspection November 24, 2010, 9:00 a.m.]

Transamerica Life Insurance Company; Rate Increase Filing for Several Long-Term Care Policies

Transamerica Life Insurance Company is requesting a 14% increase on several LTC forms. The increase will affect policies written by Transamerica Life Insurance Company as well as policies originally written by Transamerica Occidental Life Insurance Company and Life Investors Insurance Company of America. The increase will affect only policyholders with benefit periods of 6 or more years. The following forms will be affected by the increase:

Transamerica Life Insurance Company Forms: IP-70-PA-494, IP-71-PA-494, FP-70-PA-494, FP-71-PA-494, 6222 (PA) 289, LTC 2 (PA) 1290, LTC 3 (PA) 1091, LTC 3 (PA) 1091 (GR194), LTC 3 (PA) 1091 (GR195), LTC 3 (PA) 1091 (REV195), LTC 5 TQ NH (PA) 1096, LTC 5 TQ COM(PA) 1096, LTC 5 TQ NH (PA-FP) 1096 and LTC 5 TQ COM (PA-FP) 1096.

Life Investors Insurance Company of America Forms: GCPLUS 1290 (PA), GCPLUS 2 1290 (PA), GCPRO (PA) 193, GCPRO (PA-FR) 193, GCPRO (PA) 995, GCPRO (PA-FR) 995, GCPRO-II (PA) 794, GCPRO-II (PA-FR) 794, GCPRO-II (PA) 995, GCPRO-II (PA-FR) 995, KLTC 1 (PA) 490, LI-LTCP (PA) 192, LI-LTCP (PA) 195, LI-LTCP (PA-FR) 195, LI-LTCP TQ (PA) 898 and LI-LTCP TQ (PA-FR) 898.

Transamerica Occidental Life Insurance Company Forms: 1-812 44-190, 1-820 44-991, 1-822 44-991, LTC-104-194-PA, LTC-105-194-PA, LTC-106-194-PA, LTC 124-197-PA, LTC 224-197-PA, LTC125-197-PA, LTC 225-197-PA, LTC 126-197-PA, LTC 226-197-PA, LTC 304-198-PA and LTC 305-198-PA.

This increase will impact 1,118 policyholders in this Commonwealth.

Unless formal administrative action is taken prior to February 9, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. To access the filing, under "How to Find . . ." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

ROBERT L. PRATTER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 10-2293. Filed for public inspection November 24, 2010, 9:00 a.m.]

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY

Financial Statement

Under section 207 of the Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class (53 P. S. § 12720.207), the Pennsylvania Intergovernmental Cooperation Authority (Authority) is required to publish a "concise financial statement" annually in the *Pennsylvania Bulletin*. The Authority has issued its annual report for its fiscal year ended June 30, 2010, which includes an audit for this period performed in accordance with generally accepted auditing standards by an independent firm of certified public accountants. The complete annual report of the Authority may be obtained from the Authority's web site, www.picapa.org or at 1500 Walnut Street, Suite 1600, Philadelphia, PA 19102, (215) 561-9160.

URI Z. MONSON,
Executive Director

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
STATEMENT OF NET ASSETS
JUNE 30, 2010

ASSETS

	Governmental Activities
Cash, cash equivalents and short-term investments:	
Held by trustee	\$121,764,489
Other	7,695,103
PICA taxes receivable	1,268,218
Accrued interest receivable	14,471
Other assets	2,868,455
	\$133,610,736

LIABILITIES AND NET ASSETS (DEFICIT)

Liabilities:	
Accounts payable and accrued expenses	\$ 214,860
Due to City of Philadelphia	7,287,255
Deferred revenue	1,970,000
Fair value of derivative instruments	3,757,651
Bonds payable	582,719,597
Total liabilities	595,949,263
Net assets (deficit):	
Restricted for debt service	77,028,536
Restricted for benefit of City of Philadelphia	21,567,734
Restricted for subsequent PICA administration	600,000
Unrestricted net assets (deficit)	(561,534,797)
Total net assets (deficit)	(462,338,527)
	\$133,610,736

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
STATEMENT OF ACTIVITIES
YEAR ENDED JUNE 30, 2010

	<u>Governmental Activities</u>
Expenses:	
Grants to City of Philadelphia	\$309,051,230
General management and support— general operations	877,070
Interest on long-term debt	20,805,603
Investment expenses	2,356,658
Amortization of bond costs	<u>2,897,684</u>
Total expenses	<u>335,988,245</u>
Revenues:	
PICA taxes	342,660,623
Amortization of bond premium	2,156,481
Investment income	3,939,620
Other	<u>11,885,282</u>
Total revenues	<u>360,642,006</u>
Change in net assets (deficit)	24,653,761
Net assets (deficit)—Beginning of year	
As previously reported	(\$439,781,360)
Cumulative effect of change in accounting principle	(45,240,928)
Prior period adjustment	<u>(1,970,000)</u>
As restated	<u>(486,992,288)</u>
Net assets (deficit)—end of year	<u><u>(\$462,338,527)</u></u>

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
BALANCE SHEET-GOVERNMENTAL FUNDS
June 30, 2010

	PICA Tax Revenue		Debt Service Funds		Debt Service Reserve Fund	Rebate Fund	Expendable Trust Funds Capital Projects Fund		Total Governmental Funds
	General	2010	2010	2009			1993	1994	
Assets									
Cash, cash equivalents and short-term investments	\$ 22,278,324	\$ 6,017,499	\$ 3,420,354	\$ 71,851,017	\$ 1,989,462	\$ 16,733,161	\$ 1,496,660	\$ 129,459,592	
PICA Taxes receivable	1,268,218	1,538	287	2,018	-	-	-	1,268,218	
Accrued interest receivable	10,434	196	-	-	-	-	-	14,473	
Interfund receivable	-	-	-	-	-	-	-	-	
Other assets	30,891	-	-	-	-	-	-	30,891	
	\$ 22,319,649	\$ 7,287,255	\$ 3,420,641	\$ 71,853,035	\$ 1,989,462	\$ 16,733,161	\$ 1,496,660	\$ 130,773,174	
Liabilities and fund equity									
Accounts payable	\$ 105,910	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 105,910	
Accrued payroll and taxes	108,930	-	-	-	-	-	-	108,930	
Due to the City of Philadelphia	-	7,287,255	-	-	-	-	-	7,287,255	
Deferred revenue	-	-	-	1,970,000	-	-	-	1,970,000	
Interfund payable	-	-	-	-	-	-	-	-	
	214,860	7,287,255	-	1,970,000	-	-	-	9,472,115	
Total liabilities									
Fund balances:									
Unreserved	7,521,604	-	-	-	-	-	-	7,521,604	
Reserved for debt service of Philadelphia	-	2,335,398	3,420,641	69,283,035	1,989,462	-	-	77,028,536	
Reserved for subsequent PICA administration	1,342,844	-	-	-	-	-	1,496,660	22,910,578	
Designated for future swap option activity	-	-	-	-	-	-	-	600,000	
	13,240,341	-	-	-	-	-	-	13,240,341	
	22,104,789	-	2,335,398	69,883,035	1,989,462	16,733,161	1,496,660	121,301,059	
	\$ 22,319,649	\$ 7,287,255	\$ 3,420,641	\$ 71,853,035	\$ 1,989,462	\$ 16,733,161	\$ 1,496,660	\$ 130,773,174	

Amounts reported for governmental activities in the statement of net assets are different due to:

Long-term liabilities are not due and payable in the current period and therefore are not reported in the governmental funds statements	(533,945,000)
Fair value derivative instruments not reported in the governmental funds statements	(3,757,651)
Bond issuance costs are accrued and amortized in the governmental wide statements	3,824,643
Fiscal assets are depreciated in the governmental wide statements	12,919
Premium on bonds is reported in the governmental wide statements	(35,723,627)
Net assets of governmental activities	\$ (462,338,527)

The accompanying notes are an integral part of this statement

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - GOVERNMENTAL FUNDS
YEAR ENDED JUNE 30, 2010

	Council	PICA Tax Revenue			Debt Service Funds			Debt Service Reserve Fund	Relate Fund	Expendable Trust Funds Capital Projects Fund		Total Governmental Funds
		2010	2009	2008	2009	2008	2009			2008		
Revenues:												
PICA Taxes	\$ 316,936	\$ 342,660,623	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 342,660,623
Investment income - net		18,568	287	-	-	-	1,262,703	-	-	-	-	1,281,271
Other		-	-	-	-	-	4,250,000	-	-	-	-	4,250,000
Total revenues	\$ 316,936	\$ 342,679,191	\$ -	\$ -	\$ -	\$ -	\$ 5,512,703	\$ -	\$ -	\$ -	\$ -	\$ 348,191,894
Expenditures:												
Grants to the City of Philadelphia	\$ 23,000,000	\$ 274,476,439	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 9,031,482	\$ 243,210	\$ 283,751,131
Debt service:												
Principal	-	-	27,940,000	12,775,681	-	-	-	-	-	-	-	40,715,681
Interest	-	-	16,362,775	4,062,828	-	-	-	-	-	-	-	20,425,603
Other financing sources (uses) -												
Proceeds from debt issuance, excluding premium	-	-	981,615	-	-	-	-	-	-	-	-	981,615
Premium on bonds	-	-	-	-	-	-	-	-	-	-	-	-
Requirement of debt	-	-	-	-	-	-	-	-	-	-	-	-
Investment expenses	864,151	-	39,678,000	2,346,643	-	-	-	-	-	-	-	42,894,658
Operations	-	-	-	-	-	-	-	-	-	-	-	864,151
Total expenditures	\$ 23,864,151	\$ 274,476,439	\$ 48,308,775	\$ 18,673,167	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 9,031,482	\$ 243,210	\$ 322,599,929
Excess of revenues over (under) expenditures	\$ 8,472,785	\$ 68,202,752	\$ (48,308,775)	\$ (18,673,167)	\$ -	\$ -	\$ 5,512,703	\$ -	\$ -	\$ (9,031,482)	\$ (143,210)	\$ (64,308,135)
Other financing sources (uses) -												
Proceeds from debt issuance, excluding premium	-	-	206,560,000	-	-	-	-	-	-	-	-	206,560,000
Premium on bonds	-	-	24,252,706	-	-	-	-	-	-	-	-	24,252,706
Requirement of debt	-	-	(190,538,319)	-	-	-	-	-	-	-	-	(190,538,319)
Net operating transfers in (out)	\$ 2,295,681	\$ (68,202,692)	\$ 2,228,430	\$ 18,272,248	\$ (25)	\$ (25)	\$ (7,568,929)	\$ -	\$ -	\$ -	\$ -	\$ 2,228,430
Change in fund balance	\$ 12,537,314	\$ -	\$ 2,335,396	\$ 2,002,335	\$ (242,809)	\$ (24)	\$ (1,856,202)	\$ -	\$ -	\$ (9,031,482)	\$ (40,210)	\$ (4,477,299)
Fund balances, July 1, 2009	\$ 39,652,333	\$ -	\$ 1,396,006	\$ 242,829	\$ -	\$ 21	\$ 21,273,318	\$ 1,989,462	\$ -	\$ 12,846,025	\$ 2,039,820	\$ 54,873,814
Fund balances, June 30, 2010	\$ 27,115,019	\$ -	\$ 2,235,396	\$ 3,430,641	\$ -	\$ -	\$ 60,883,035	\$ 1,989,462	\$ -	\$ 3,217,543	\$ 1,499,610	\$ 65,261,019

This accompanying notes are an integral part of these statements.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
 STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE - GOVERNMENTAL FUNDS
 YEAR ENDED JUNE 30, 2010

<u>Reconciliation of change in fund balance to change in net assets:</u>	
Change in fund balance	\$ (24,677,299)
Repayment of bond principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the government wide statements	40,215,681
Bond premium is amortized over the life of bonds in the government wide statements but recognized when received in the governmental funds statements	2,156,481
Derivative valuation adjustment is recognized as a liability and an expense in the government wide statements	(3,757,651)
Derivative termination payment and valuation are accrued in the government wide statements	45,240,928
Depreciation on capitalized assets is recognized in the government wide statements	(12,919)
Previously deferred revenue on derivative instruments is recognized on termination of the contract in the government wide statements	11,885,282
Deferred revenue from forward delivery contract amortized in the government wide statements	(3,814,286)
Issuance of bonds is an increase in long term debt in the government wide statements	(206,960,000)
Refunding bonds is a decrease in long term debt in the government wide statements	190,539,319
Premium on 2010 bond issuance is deferred in government wide statements	(24,252,706)
Bond issuance costs paid and capitalized in government wide statements	988,615
Bond issuance costs are amortized in the government wide statements	<u>(2,897,684)</u>
Change in net assets	<u>\$ 24,653,761</u>

NOTICES

[Pa.B. Doc. No. 10-2294. Filed for public inspection November 24, 2010, 9:00 a.m.]

The accompanying notes are an integral part of this statement

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Change in Control

A-2010-2210326. T. W. Phillips Gas and Oil Company and LDC Holdings II, LLC. Joint application for all of the authority and the necessary certificates of public convenience to transfer all of the issued and outstanding shares of capital stock of T. W. Phillips Gas and Oil Company, currently owned by TWP, Inc., to LDC Holdings II, LLC, an indirect subsidiary of SteelRiver Infrastructure Fund North America, LP, and to approve the resulting change in control of T. W. Phillips Gas and Oil Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 13, 2010. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: T. W. Phillips Gas and Oil Company

Through and By Counsel: Michael W. Gang, Attorney, Michael W. Hassell, Attorney, David P. Zambito, Attorney, Christopher T. Wright, Attorney, Post & Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2295. Filed for public inspection November 24, 2010, 9:00 a.m.]

Corporate Restructuring

A-2010-2210382. Full Service Computing Corporation, t/a Full Service Network and Full Service Network, LP. Joint application of Full Service Computing Corporation, t/a Full Service Network and Full Service Network, LP for approval of a pro forma corporate restructuring.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 13, 2010. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: Full Service Computing Corporation, t/a Full Service Network

Through and By Counsel: Deanne M. O'Dell, Esquire, Eckert Seamans Cherin & Mellott, LLC, 213 Market Street, 8th Floor, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2296. Filed for public inspection November 24, 2010, 9:00 a.m.]

Pipeline Assets

A-2010-2210236. UGI Utilities Corporation. Application of UGI Utilities Corporation, Gas Division, for approval to acquire certain pipeline assets located in Northampton County, from the Hellertown Pipeline Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 13, 2010. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: UGI Utilities Corporation

Through and By Counsel: Mark C. Morrow, Esquire, Melanie J. Tambolas, Esquire, 460 North Gulph Road, King of Prussia, PA 19406

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2297. Filed for public inspection November 24, 2010, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by December 13, 2010. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval 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 the application.

A-2010-2176038. Saber Elnaggar (2304 Walnut Street, Harrisburg, Dauphin County, PA 17303), for the right to begin to transport, as a common carrier, by motor

vehicle, persons upon call or demand, in the City of Harrisburg, and within an airline distance of 10 statute miles of the limits of said city, which is to be a transfer of all the rights authorized under the Certificate issued at A-00122535, to Erin E. Miranda, now known as AAAA Yellow Cab, LLC. *Attorney:* Craig A. Doll, Esquire, 25 West Second Street, Hummelstown, PA 17036.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Main Line Limousine, Inc., t/a Elegante Limousine Service; C-2010-2180241, A-00108501

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Main Line Limousine, Inc., t/a Elegant Limousine Service, respondent, maintains its principal place of business at 41 Claremont Boulevard, Havertown, PA 19083.
2. That respondent was issued a certificate of public convenience by this Commission, for Limousine service, on October 11, 1989, at Application Docket No. A-00108501.
3. That on June 11, 2010, a driver vehicle compliance inspection was performed on respondent by Enforcement Officer Russell Harrison, a duly authorized officer of this Commission. During said inspection the driver log sheet from May 23, 2010, was found to be missing the notation of fares for trips provided.
4. That respondent, by failing to require its driver to record the number of passengers and fare collected for each trip, violated 52 Pa. Code § 29.313(c)(5). The proposed penalty is \$50.00.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Main Line Limousine, Inc., t/a Elegante Limousine Service, the sum of fifty dollars (\$50.00) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____
Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and Enforcement
Division
Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

Pennsylvania Public Utility Commission, Bureau of Transportation and Safety v. Carol A. Deberardinis; Doc. No. C-2010-2192010

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section

701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Carol A. Deberardinis, t/a White Star Limousine Service, Respondent, maintains a principal place of business at 3831 Kelly Hollow Road, Monongahela, PA 15063.

2. That Respondent was issued a certificate of public convenience by this Commission on September 5, 2003, at Docket No. A-00119298, for limousine authority.

3. That, between December 1 and December 31 of 2006, 2007, 2008, and 2009, Respondent did not provide this Commission with a current list of all of his vehicles utilized under his limousine authority. The list must contain the year, make, vehicle identification number and registration number for each vehicle. It shall be mailed to: Director, Bureau of Transportation and Safety, PA Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105.

4. That, Respondent, by failing to provide this Commission with a current vehicle list, violated 52 Pa. Code § 29.333(d). The Bureau of Transportation and Safety Motor Carrier Services and Enforcement's Prosecutory Staff's proposed civil penalty for this violation is \$250.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Carol A. Deberardinis, t/a White Star Line Limousine Service the sum of two hundred and fifty dollars (\$250) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and Enforcement
Division
Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days. Your certified check or money order should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this Complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. Host Services, LLC,
t/a Host Limousine & Transportation;
Doc. No. C-2010-2194070*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other Bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Host Services, LLC, t/a Host Limousine & Transportation, Respondent, maintains a principal place of business at 555 Industrial Park Drive, Yeadon, PA 19050.

2. That Respondent was issued a certificate of public convenience by this Commission on July 24, 2008, at Docket No. A-649638, for limousine authority.

3. That, between December 1 and December 31 of 2008 and 2009, Respondent did not provide this Commission with a current list of all of its vehicles utilized under its limousine authority. The list must contain the year, make, vehicle identification number and registration number for each vehicle. It shall be mailed to: Director, Bureau of Transportation and Safety, PA Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105.

4. That, Respondent, by failing to provide this Commission with a current vehicle list, violated 52 Pa. Code § 29.333(d). The Bureau of Transportation and Safety Motor Carrier Services and Enforcement's Prosecutory Staff's proposed civil penalty for this violation is \$250.

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission fine Host Services, LLC, t/a Host Limousine & Transportation the sum of two hundred and fifty dollars (\$250) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and Enforcement
Division
Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your answer must be verified and the original and three copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direc-

tion, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days. Your certified check or money order should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this Complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2298. Filed for public inspection November 24, 2010, 9:00 a.m.]

Wastewater Service

A-2010-2210320. Pennsylvania American Water Company—Wastewater Division. Application of Pennsylvania American Water Company—Wastewater Division, for approval to offer, render, furnish or supply wastewater service to the public in a portion of South Coatesville Borough, Chester County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 13, 2010. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: Pennsylvania American Water Company—Wastewater Division

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 10-2299. Filed for public inspection November 24, 2010, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Condensed Statement of Changes in Net Assets

June 30, 2010 and 2009
AUDITED

	<i>Year to Date</i> <i>June 30, 2010</i>	<i>Year to Date</i> <i>June 30, 2009</i>
Total Revenues	\$ 8,949,207	\$ 7,070,460
Total Operating Expenses	\$ 27,389,900	\$ 25,271,069
Operating Gain (Loss)	\$ (18,440,693)	\$ (18,200,609)
Net Nonoperating Revenues(Expenses)	\$ 1,047,811	\$ 3,205,291
(Loss) Gain Before Capital Grants	\$ (17,392,882)	\$ (14,995,318)
Capital Grants and appropriations	\$ 129,708,810	\$ 78,965,703
Change in Net Assets	\$ 112,315,928	\$ 63,970,385
Net Assets, Beginning of Year	\$ 154,054,336	\$ 90,083,951
Net Assets, End of Year	\$ 266,370,264	\$ 154,054,336

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 10-2300. Filed for public inspection November 24, 2010, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs vs. Angela Cornelis O'Dell, LPN; Doc. No. 1594- 51-09

Angela Cornelis O'Dell, LPN, license no. PN-151642L, of Carlisle, Cumberland County, had the formal charges against her dismissed.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court, must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board Counsel.

ANN L. O'SULLIVAN, PhD, FAAN, CRNP,
Chairperson

[Pa.B. Doc. No. 10-2301. Filed for public inspection November 24, 2010, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved the following list of projects, during October 1, 2010, through October 31, 2010.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, rcairo@srbc.net; or Stephanie L. Richardson, Secretary to the Commission, (717) 238-0423, Ext. 304, fax (717) 238-2436, srichardson@srbc.net; or mail inquiries to Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process set forth in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period specified previously:

Approvals By Rule Issued Under 18 CFR 806.22(e):

1. Hydro Recovery, LP, Pad ID: Treatment Facility, ABR-201010061, Blossburg Borough, Tioga County, PA; Consumptive Use of up to 0.100 mgd; Approval Date: October 21, 2010.

Approvals By Rule Issued Under 18 CFR 806.22(f):

1. XTO Energy Incorporated, Pad ID: Levan 8526H, ABR-201010001, Pine Township, Columbia County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 1, 2010.

2. East Resources Management, LLC, Pad ID: Kindon 374, ABR-201010002, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 4, 2010.
3. Chesapeake Appalachia, LLC, Pad ID: Lomoreview Farms, ABR-201010003, Leroy Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 4, 2010.
4. Chesapeake Appalachia, LLC, Pad ID: Hopson, ABR-201010004, Asylum Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 4, 2010.
5. Chesapeake Appalachia, LLC, Pad ID: Scrivener, ABR-201010005, Rome Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 4, 2010.
6. East Resources Management, LLC, Pad ID: Red Run Mountain, Inc. 739, ABR-201010006, McIntyre Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 5, 2010.
7. Ultra Resources, Inc., Pad ID: State 814, ABR-201010007, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 6, 2010, including a partial waiver of 18 CFR 806.15.
8. Talisman Energy USA, Inc., Pad ID: 05 056 Miller, ABR-201010008, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 6, 2010.
9. Chesapeake Appalachia, LLC, Pad ID: Craige, ABR-201010009, Rush Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 7, 2010.
10. East Resources Management, LLC, Pad ID: Heuer 701, ABR-201010010, Union Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 7, 2010.
11. East Resources Management, LLC, Pad ID: Heath 418, ABR-201010011, Delmar Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 7, 2010.
12. Talisman Energy USA, Inc., Pad ID: 05 064 Manchester K, ABR-201010012, Orwell Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 7, 2010.
13. East Resources Management, LLC, Pad ID: Redl 600, ABR-201010013, Sullivan Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 7, 2010.
14. East Resources Management, LLC, Pad ID: East Point Fish & Game Club 726, ABR-201010014, Liberty Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 8, 2010.
15. Chesapeake Appalachia, LLC, Pad ID: Yvonne, ABR-201010015, Rush Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 8, 2010.
16. Chesapeake Appalachia, LLC, Pad ID: Goll, ABR-201010016, Ulster Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 12, 2010.
17. Williams Production Appalachia, LLC, Pad ID: Hollenbeck ABR, ABR-201010017, Franklin Township, Susquehanna County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 12, 2010.
18. Southwestern Energy Production Company, Pad ID: Daniels Pad, ABR-201010018, Gibson Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 12, 2010.
19. Chesapeake Appalachia, LLC, Pad ID: Landmesser, ABR-201010019, Towanda Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 12, 2010.
20. Chesapeake Appalachia, LLC, Pad ID: Field, ABR-201010020, Cherry Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 12, 2010.
21. Talisman Energy USA, Inc., Pad ID: 05 040 Cook, ABR-201010021, Orwell Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 13, 2010.
22. Chesapeake Appalachia, LLC, Pad ID: Millville, ABR-201010022, Fox Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 13, 2010.
23. East Resources Management, LLC, Pad ID: Signor 578, ABR-201010023, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 13, 2010.
24. Talisman Energy USA, Inc., Pad ID: 05 070 Corbin T, ABR-201010024, Orwell Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 13, 2010.
25. Chesapeake Appalachia, LLC, Pad ID: Sidonio, ABR-201010025, Ulster Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 14, 2010.
26. Talisman Energy USA, Inc., Pad ID: 05 022 DeCristo, ABR-201010026, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 14, 2010.
27. Talisman Energy USA, Inc., Pad ID: 05 029 Neville, ABR-201010027, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 14, 2010.
28. East Resources Management, LLC, Pad ID: Harman 565, ABR-201010028, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 15, 2010.
29. East Resources Management, LLC, Pad ID: Hudson 575, ABR-201010029, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 15, 2010.
30. East Resources Management, LLC, Pad ID: Dietz 490, ABR-201010030, Richmond Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 15, 2010.
31. Southwestern Energy Production Company, Pad ID: Behrend Pad, ABR-201010031, Herrick Township, Bradford County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 18, 2010.
32. Talisman Energy USA, Inc., Pad ID: 05 129 Upham R, ABR-201010032, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 18, 2010.
33. Talisman Energy USA, Inc., Pad ID: 05 118 Allyn A, ABR-201010033, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 18, 2010.

34. Talisman Energy USA, Inc., Pad ID: 05 034 Jones, ABR-201010034, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 18, 2010.

35. Ultra Resources, Inc., Pad ID: State 841, ABR-201010035, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

36. Ultra Resources, Inc., Pad ID: State 827, ABR-201010036, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

37. Ultra Resources, Inc., Pad ID: State 820, ABR-201010037, Gaines Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

38. Ultra Resources, Inc., Pad ID: State 818, ABR-201010038, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

39. Ultra Resources, Inc., Pad ID: State 816, ABR-201010039, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

40. East Resources Management, LLC, Pad ID: Westbrook 487, ABR-201010040, Richmond Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

41. East Resources Management, LLC, Pad ID: Berguson 622, ABR-201010041, Covington Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

42. East Resources Management, LLC, Pad ID: Zimmer 586, ABR-201010042, Covington Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

43. East Resources Management, LLC, Pad ID: Stevens 413, ABR-201010043, Delmar Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

44. Chesapeake Appalachia, LLC, Pad ID: Folta, ABR-201010044, Tuscarora Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 19, 2010.

45. Talisman Energy USA, Inc., Pad ID: 05 097 Hartnett, ABR-201010045, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 19, 2010.

46. Talisman Energy USA, Inc., Pad ID: 05 015 Warner, ABR-201010046, Stevens Township and Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 19, 2010.

47. Ultra Resources, Inc., Pad ID: State 842, ABR-201010047, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

48. Ultra Resources, Inc., Pad ID: State 843, ABR-201010048, Elk Township, Tioga County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: October 19, 2010, including a partial waiver of 18 CFR 806.15.

49. Chesapeake Appalachia, LLC, Pad ID: Gemm, ABR-201010049, Litchfield Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 19, 2010.

50. Chesapeake Appalachia, LLC, Pad ID: Phillips, ABR-201010050, Elkland Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 19, 2010.

51. Chesapeake Appalachia, LLC, Pad ID: Grant, ABR-201010051, Smithfield Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 20, 2010.

52. East Resources Management, LLC, Pad ID: Schimmel 828, ABR-201010052, Farmington Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

53. East Resources Management, LLC, Pad ID: Parsons 613, ABR-201010053, Delmar Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

54. East Resources Management, LLC, Pad ID: Signor 566, ABR-201010054, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 19, 2010.

55. East Resources Management, LLC, Pad ID: Smithgall 293, ABR-201010055, Charleston Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 20, 2010.

56. Chesapeake Appalachia, LLC, Pad ID: Tall Maples, ABR-201010056, Elkland Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 20, 2010.

57. Chesapeake Appalachia, LLC, Pad ID: Tama, ABR-201010057, North Towanda Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 20, 2010.

58. EQT Production Co., Pad ID: Phoenix H, ABR-201010058, Morris Township, Tioga County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: October 20, 2010.

59. Williams Production Appalachia, LLC, Pad ID: Resource Recovery Well Pad 1, ABR-201010059, Snow Shoe Township, Centre County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 21, 2010.

60. Williams Production Appalachia, LLC, Pad ID: Resource Recovery Well Pad 3, ABR-201010060, Snow Shoe Township, Centre County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 21, 2010.

61. Chesapeake Appalachia, LLC, Pad ID: Abel, ABR-201010062, Shrewsbury Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 25, 2010.

62. Talisman Energy USA, Inc., Pad ID: 05 031 Smolko, ABR-201010063, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: October 27, 2010.

63. Chesapeake Appalachia, LLC, Pad ID: Shores, ABR-201010064, Sheshequin Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 27, 2010.

64. Chesapeake Appalachia, LLC, Pad ID: Juser, ABR-201010065, Rush Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 29, 2010.

65. Chesapeake Appalachia, LLC, Pad ID: Drake, ABR-201010066, Litchfield Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: October 28, 2010.

66. Chief Oil & Gas, LLC, Pad ID: Smith Drilling Pad No. 1, ABR-201010067, Franklin Township, Bradford County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: October 29, 2010.

67. Chief Oil & Gas, LLC, Pad ID: B & B Investment Group Drilling Pad No. 1, ABR-201010068, Asylum Township, Bradford County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: October 29, 2010.

68. Chief Oil & Gas, LLC, Pad ID: Boileau Drilling Pad No. 1, ABR-201010069, Goshen Township, Clearfield County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: October 29, 2010.

69. XTO Energy Incorporated, Pad ID: PA Tract 8546H, ABR-201010070, Chapman Township, Clinton County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: October 29, 2010.

Authority: Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: November 10, 2010.

PAUL O. SWARTZ,
Executive Director

[Pa.B. Doc. No. 10-2302. Filed for public inspection November 24, 2010, 9:00 a.m.]

Public Hearing and Commission Meeting

The Susquehanna River Basin Commission (Commission) will hold a public hearing as part of its regular business meeting on December 16, 2010, at 8:30 a.m., at the Hilton Garden Inn Aberdeen, 1050 Beards Hill Road, Aberdeen, MD 21001. At the public hearing, the Commission will consider: 1) action on certain water resources projects; 2) compliance matters involving two projects; and 3) the rescission of a docket approval. Details concerning the matters to be addressed at the public hearing and business meeting are contained in the Supplementary Information section of this notice.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, rcairo@srbc.net; or Stephanie L. Richardson, Secretary to the Commission, (717) 238-0423, Ext. 304, fax (717) 238-2436, srichardson@srbc.net.

Supplementary Information

In addition to the public hearing and its related action items identified as follows, the business meeting also includes actions or presentations on the following items: 1) presentations on Climate Change Initiatives to Protect the Chesapeake Bay; 2) hydrologic conditions in the basin; 3) FY-2012 funding of the Susquehanna Flood Forecast and Warning System; 4) ratification/approval of grants/contracts; 5) a Record Retention and Destruction Policy; 6) the FY-2010 Audit Report; 7) a proposed FY-2011 Capital Budget; 8) acquisition of new headquarters facilities; 9) a recommendation for new independent auditors; and 10) amendment of Commission By-Laws. The Commission will also hear Legal Counsel's report.

Public Hearing—Compliance Matters

1. Project Sponsor: Chesapeake Appalachia, LLC. Withdrawal ID: Susquehanna River—Hicks (Doc. No. 20091201), Great Bend Township, Susquehanna County, PA.

2. Project Sponsor: J-W Operating Company. Pad ID: Pardee & Curtin Lumber Co. C-12H, Shippen Township, Cameron County, PA.

Public Hearing—Projects Scheduled for Action

1. Project Sponsor and Facility: Anadarko E & P Company, LP (Pine Creek—3), Watson Township, Lycoming County, PA. Application for surface water withdrawal of up to 0.720 mgd.

2. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Monroe Manor Water System, Monroe Township, Snyder County, PA. Application for groundwater withdrawal of up to 0.415 mgd from Well 6.

3. Project Sponsor and Facility: East Resources Management, LLC (Cowanesque River), Westfield Township, Tioga County, PA. Application for surface water withdrawal of up to 0.375 mgd.

4. Project Sponsor and Facility: EXCO Resources (PA), LLC (West Branch Susquehanna River), Curwensville Borough, Clearfield County, PA. Application for surface water withdrawal of up to 2.000 mgd.

5. Project Sponsor: Hughesville-Wolf Township Joint Municipal Authority. Project Facility: Wastewater Treatment Plant, Wolf Township, Lycoming County, PA. Application for withdrawal of treated wastewater effluent of up to 0.249 mgd.

6. Project Sponsor and Facility: Leonard and Jean Marie Azaravich (Meshoppen Creek), Springville Township, Susquehanna County, PA. Application for surface water withdrawal of up to 0.249 mgd.

7. Project Sponsor and Facility: LHP Management, LLC (Fishing Creek—Clinton Country Club), Bald Eagle Township, Clinton County, PA. Modification to increase surface water withdrawal up to 0.999 mgd (Doc. No. 20090906).

8. Project Sponsor and Facility: Linde Corporation (Lackawanna River), Fell Township, Lackawanna County, PA. Application for surface water withdrawal of up to 0.905 mgd.

9. Project Sponsor and Facility: Peoples Financial Services Corp. (Tunkhannock Creek), Tunkhannock Township, Wyoming County, PA. Application for surface water withdrawal of up to 0.990 mgd.

10. Project Sponsor and Facility: Ultra Resources, Inc. (Pine Creek), Pike Township, Potter County, PA. Modification to increase surface water withdrawal up to 1.170 mgd (Doc. No. 20090332).

Public Hearing—Projects Scheduled for Rescission Action

1. Project Sponsor and Facility: Anadarko E & P Company LP (Pine Creek) (Doc. No. 20090304), Cummings Township, Lycoming County, PA.

Opportunity to Appear and Comment

Interested parties may appear at the previously listed hearing to offer written or oral comments to the Commission on any matter on the hearing agenda, or at the business meeting to offer written or oral comments on other matters scheduled for consideration at the business meeting. The chair of the Commission reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing and business meeting. Written comments may also be mailed to the Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391; or submitted electronically to Richard A. Cairo, General Counsel, rcairo@srbc.net; or Stephanie L. Richardson, Secretary to

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the Commission, srichardson@srbc.net. Comments mailed or electronically submitted must be received prior to December 10, 2010, to be considered.

Authority: Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

Dated: November 15, 2010.

PAUL O. SWARTZ,
Executive Director

[Pa.B. Doc. No. 10-2303. Filed for public inspection November 24, 2010, 9:00 a.m.]
