

NOTICES

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending October 11, 2011.

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

BANKING INSTITUTIONS

Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-7-2011	<i>From:</i> First National Bank of Liverpool Liverpool Perry County <i>To:</i> Liverpool Community Bank Liverpool Perry County Application for approval to convert from a national banking association to a Pennsylvania state-chartered bank.	Filed

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-3-2011	Jonestown Bank & Trust Co. Jonestown Lebanon County	1001 Sharp Avenue Ephrata Lancaster County	Opened

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.

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 11-1822. Filed for public inspection October 28, 2011, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Hearing Regarding Cyber Charter School Application

The Department of Education (Department) has scheduled two public hearings regarding seven cyber charter school applications that it received on October 3, 2011. The hearings will be held on Tuesday, November 29, 2011, and December 1, 2011, in Heritage Room B on the lobby level at 333 Market Street, Harrisburg, PA at 10 a.m. The hearings pertain to applicants seeking to operate cyber

charter schools beginning in the 2012-2013 school year which include: ACT Academy Cyber Charter School, AKOBEN Cyber Charter School, Education Plus Academy Cyber Charter School, Esperanza Cyber Charter School, Innovate U Cyber Charter School, Mercury Online Charter School of Pennsylvania and Solomon World Civilization Cyber Charter School. The purpose of the hearings is to gather information from the applicants about the proposed cyber charter schools as well as receive comments from interested persons regarding the applications. The applications can be viewed on Department's web site at www.education.state.pa.us.

Each charter applicant will have 30 minutes to present information about the proposed cyber charter school.

Individuals who wish to provide comments during the hearing must send the Department and the applicant a copy of the comments on or before November 7, 2011. Failure to comply with this deadline will preclude the respective individual from providing verbal comments at the hearing. Verbal comments may be limited, based on the number of individuals requesting time to provide comments, and may also be limited if the comments are duplicative or repetitive of another individual's comments.

The hearing will be conducted by the panel of individuals who have completed an initial review of the applications. The panel members may question the applicants regarding issues identified during their review, as well as issues raised in the written comments filed before the hearing date. Panel members may also question individuals who offer verbal comments. Commentators will not be permitted to question either the applicants or the panel members. Individuals who are unable to attend the hearing may also provide the Department and the respective applicant with written comments on or before November 23, 2011. Any written comments provided to the Department by this deadline will become part of the certified record.

Comments sent to the Department should be addressed to Marlene Kanuck, Bureau of Teaching and Learning, 333 Market Street, 5th Floor, Harrisburg, PA 17126-0333. An agenda will be prepared after November 15, 2011, when the Department is aware of the number of individuals who wish to provide verbal comments at the hearing. That agenda will provide the order of presentation, as well as specify the amount of time allotted to each commentator. The agenda will be posted on the Department's web site at http://www.portal.state.pa.us/portal/server.pt/community/charter_schools/7356/applying_to_become_a_charter_school_in_pa/508181, under Public Hearing Notices.

Direct questions regarding this hearing to Marlene Kanuck at (717) 783-9294 or mkanuck@pa.gov.

RONALD J. TOMALIS,
Secretary

[Pa.B. Doc. No. 11-1823. Filed for public inspection October 28, 2011, 9:00 a.m.]

21st Century Community Learning Center 2011-12; Request for Proposals; Opening of the Online Application for Cohort 6

The Department of Education (Department) announces the availability of the 21st Century Community Learning Center (21st CCLC) 2011-12 Request for Proposals (RFP) and the opening of the 2011-12 21st CCLC eGrants online application for Cohort 6.

The 21st CCLC program is authorized under Title IV, Part B of the Elementary and Secondary Education Act (act) (Pub. L. No. 107-110), as amended by the No Child Left Behind Act of 2001. The 21st CCLC program provides Federal funding for the establishment of community learning centers that provide academic, artistic and cultural enrichment opportunities for children. The 21st CCLC program targets students who attend high-poverty and low-performing schools to provide them with aid in meeting State and local academic standards. Programs also offer literacy and other educational services to the families of participating children.

Grantees and all sites must provide academic enrichment activities to students attending high-poverty schools to help them meet State and local standards in core content areas, such as reading, math and science.

Application Requirements

The application for new grants are available at <http://egrants.ed.state.pa.us/> and will be due no later than 5 p.m. on November 8, 2011.

Submission Process

Procedures

All applications for 21st CCLC program funding must be submitted electronically through the Department's eGrants system. Applications will not be accepted by mail, e-mail, facsimile or any method other than the approved eGrants submission. Print a paper copy of the completed application for the applicant's records. Following submission through the eGrants system, applicants will be able to print guidelines and Frequently Asked Questions, as well as the proposal narratives, assurances and budget summaries in the eGrants system.

Eligible entities may apply for funding on behalf of one or more public schools within the applicant's district through a single eGrant application process.

1. Notify the Department by e-mail or fax of the grantees intent to submit an application. Include the legal name of entity and either the AUN (school districts/charter schools/IUs) or EIN# (all other organizations) for the lead organization. Due date: October 28, 2011.

2. Complete and submit the online application prior to 5 p.m. on November 8, 2011.

Pre-Proposal Conferences

To assist eligible entities in completing the RFPs, the Department hosted a series of 21st CCLC onsite and online pre-grant workshops throughout October. Pre-grant workshops were held at the following locations: Appalachia Intermediate Unit #8, Altoona; Allegheny Intermediate Unit #3, Homestead; Midwestern Intermediate Unit #4, Grove City; BLAST Intermediate Unit #17, Williamsport; Northeast Educational Intermediate Unit #19, Archbald; and Delaware County Intermediate Unit #25, Morton.

Webinar (Online): The October 17, 2011, grant webinar was recorded and archived for viewing by all applicants. The link for the recording is posted for viewing on the Department's web site at http://www.portal.state.pa.us/portal/server.pt/community/21st_century_community_learning_centers/7414

- Viewable at <http://vclass.cciu.org>
- No password is necessary
- Click on the "21st Century Community Learning Centers Pre-Grant Workshop" link to view.

Funding

In keeping with the 21st CCLC Non-Regulatory Guidance, that larger grants often precipitate more effective programs, applicants may request funds ranging from a minimum of \$50,000 to a maximum of \$500,000, but cannot exceed \$500,000 based upon the \$1,200 per student funding formula, which includes administrative and transportation costs. No funds will be available for summer only applicants in this grant round.

Amount of Funding Available: Approximately \$19,000,000

Grant Awards: Minimum \$50,000; maximum \$500,000 (per year for 3 years)

Period of Availability for Year 1: December 1, 2011—September 30, 2012

Eligible Applicants

Federal law mandates, per section 4203(a)(3) of the act, that any public or private organization may apply for 21st CCLC funding if it proposes to serve:

1. Students who primarily attend either:
 - a. Schools eligible for schoolwide programs under (Title I) Section 1114.
 - b. Schools that serve a high percentage of students (at least 40 percent) from low-income families.
2. The families of those students previously described.

Eligible Participants

Eligible participants are public, private and nonpublic school students, both boys and girls, prekindergarten through 12th grade. Programs should target the ages and grades deemed to be at greatest risk and those students who are academically below proficiency. It is mandated that eligible entities collaborate with local education agencies when applying for funds.

Due Date

All applications must be submitted by 5 p.m. on November 8, 2011. The online eGrants application will be deactivated at 5:01 p.m. on November 8, 2011. No extensions will be granted.

Submission of Copies for Peer Review

After submitting the online grant, the applicant must print the grant application and make three copies. An envelope containing three copies of the applicant's 21st Century Community Learning Centers Application must physically arrive at the Department's Division of Federal Programs by 5 p.m. on November 14, 2011, according to the following options:

Print and mail three copies of the submitted application to:

United States Postal Service Delivery,
(Return-receipt-requested)
Postmarked: No later than November 9, 2011
To: Pennsylvania Department of Education
Division of Federal Programs
Attn: Cindy Rhoades, 21st Century Community Learning Centers Manager
333 Market Street, 7th Floor
Harrisburg, PA 17126-0333

United States Postal Service Priority/Overnight Delivery,
FedEx, UPS, and the like
Mail Date: November 9, 2011
To: Pennsylvania Department of Education
Division of Federal Programs
Attn: Cindy Rhoades, 21st Century Community Learning Centers Manager
333 Market Street, 7th Floor
Harrisburg, PA 17126-0333

Hand Delivered with Receipt Issued

Hand to: Erin Oberdorf or
Daniella Care

Pennsylvania Department of Education
Division of Federal Programs
333 Market Street, 7th Floor
Harrisburg, PA 17126-0333

Deadline: 5 p.m. on November 14, 2011

Note: Failure to receive the paper copies of the submitted application by the deadline will result in the disqualification of the grant and failure to proceed to the peer review.

Application Information

Detailed information outlining grant terms and conditions, pertinent regulations and the application process is contained in the 2011-12, 21st CCLC RPF, which can be accessed at: http://www.portal.state.pa.us/portal/server.pt/community/21st_century_community_learning_centers/7414, the eGrants system at <http://egrants.ed.state.pa.us> or e-mail a request to RA-21stCCLC@pa.gov

For additional program information, contact Susan D'Annunzio, 21st CCLC Program Supervisor, Department of Education, 333 Market Street, 5th Floor, Harrisburg, PA 17126-0333, (717) 346-3186, fax (717) 783-4392 or sdannunzio@pa.gov.

RONALD J. TOMALIS,
Secretary

[Pa.B. Doc. No. 11-1824. Filed for public inspection October 28, 2011, 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0028592 (Sew)	Bonneauville Borough 46 East Hanover Street Gettysburg, PA 17325	Adams County / Bonneauville Borough	Chickies Creek / 13-D	Y
PA0248088 (Sew)	Franklin Township Municipal Sewer Authority 55 Scott School Road Orrianna, PA 17353	Adams County / Franklin Township	UNT Marsh Creek / 13-B	Y
PA0081787 (Sew)	Telco Developers, Inc. (Gretna Springs MHP) 5 Maple Avenue Manheim, PA 17545	Lebanon County / West Cornwall Township	Chickies Creek / 7-G	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>
PA0114677 (Industrial)	JW Alum Company 2475 Trenton Avenue Williamsport, PA 17701-7904	Lycoming County Williamsport City	Unnamed Tributary of Fox Hollow (10-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0222747 (Renewal Sewage)	Seagull Cove SFTF 140 Seagull Lane North East, PA 16428	Erie County North East Township	Unnamed tributary to Lake Erie 16-C	Y
PA0221261 (Renewal Sewage)	Richard & Pamela Roupe 600 Minard Run Road Bradford, PA 16701	McKean County Bradford Township	Unnamed tributary to Minard Run 16-C	Y
PA0221988 (Renewal Sewage)	North Memorial Animal Hospital 143 State Route 18 New Wilmington, PA 16142	Lawrence County Wilmington Township	Unnamed tributary to Shenango River 20-A	Y
PA0263907 (Renewal Sewage)	Robert C. Anderson 5201 West 38th Street Erie, PA 16506	Erie County North East Township	Sixteen Mile Creek 15	Y
PA0101079 (Renewal Sewage)	Oak Tree Land Co. 60 Clubhouse Drive West Middlesex, PA 16159	Mercer County Shenango Township	Unnamed tributary to Shenango River 20-A	Y

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

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

PA0025976, Sewage, SIC Code 4952, **Upper Moreland—Hatboro—Joint Sewer Authority**, 2875 Terwood Road, Willow Grove, PA 19090-0535. Facility Name: Upper Moreland Hatboro Joint Sewer Authority. This existing facility is located in Upper Moreland Township, **Montgomery County**.

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

The receiving stream(s), Pennypack Creek, is located in State Water Plan watershed 3-J and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 7.189 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Inst. 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	6.0	Report	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.1 Ave. Daily	XXX	0.3
CBOD ₅						
(May 1 - Oct 31)	720	1080	XXX	12	18	24
(Nov 1 - Apr 30)	1440	2160	XXX	24	36	48
Total Suspended Solids	1799	2698	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
(October 01 to April 30)	XXX	XXX	XXX	200 Geo Mean	XXX	1000*
(May 01 to September 30)	XXX	XXX	XXX	200 Geo Mean	XXX	1000
Ammonia-Nitrogen						
(May 1-31)	84.0	XXX	XXX	1.4	XXX	5.0
Ammonia-Nitrogen						
(Jun 1 - Oct 31)	84.0	XXX	XXX	1.4	XXX	2.8
(Nov 1 - Apr 30)	252.0	XXX	XXX	4.2	XXX	8.4
Total Copper	XXX	XXX	XXX	Report	XXX	Report
Phosphorus as P						
(From Issuance thru 12/31/2013)	Report	XXX	XXX	Report	XXX	Report
Phosphorus as P						
(From 01/01/2014 thru Expiration)	120.0	XXX	XXX	2.0	XXX	4.0

* Shall not exceed in more than 10 percent of samples.

The proposed effluent limits for Outfall 005 are based storm water event are as follows:

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Inst. Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
CBOD5	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for outfall 003, 004, 006 and 007 are based on storm water event are as follows:

No Monitoring is required.

Other Requirements:

- Operation and Maintenance Plan
- High Flow Management Plan
- Storm water Requirements
- Operation and implementation of a Pretreatment Program

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

The EPA Waiver is not in effect.

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0055671 (Sewage)	Berwick Place STP E Mt Kirk Road Worcester, PA 19490-0767	Montgomery County Worcester Township	Unnamed Tributary to Skipack Creek (3-E)	Y

In the final permit Phosphorus limit is adjusted based on plant performance at an existing load as follows:

Parameter	Effluent Limitations Mass Units (lbs/Day)			Concentrations (mg/l)		
	Average Month	Daily Maximum	Inst. Maximum	Average Month	Daily Maximum	Inst. Maximum
Phosphorus as P	0.5	1.0		1.5	Report	3.0

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

PA0062201-A1, Sewage, SIC Code 4952, **Schuylkill County Municipal Authority**, 221 S. Centre Street, Pottsville, PA 17901-3506. Facility Name: Schuylkill County Municipal Authority. This existing facility is located in Gordon Borough, **Schuylkill County**.

Description of Existing Activity: The application is for an Amendment to an NPDES permit for an existing discharge of treated Sewage. The amendment modifies the compliance schedule to meet nutrient requirements.

The receiving stream(s), Mahanoy Creek, is located in State Water Plan watershed 6-B and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.6 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
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 Inst. Min	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.0	XXX	2.0
CBOD ₅	125	200	XXX	25	40	50
Total Suspended Solids	150	225	XXX	30	45	60

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	XXX

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

Parameters	Mass (lbs)		Minimum	Concentrations (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 (Final)	Report	10,959			
Net Total Phosphorus (Final)	Report	1,461			

* 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, 2012. 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, 2013. 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, 2012.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR - Annual Nutrient Summary by November 28, 2013.

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

- Chesapeake Bay Nutrient Strategy

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.

PA0083704, SIC Code 4941, **Shippensburg Borough Authority**, 111 N Fayette Street, Shippensburg, PA 17257-0129. Facility Name: Gunter Valley Water Treatment Plant. This existing facility is located in Lurgan Township, **Franklin 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), Trout Run, is located in State Water Plan watershed 7-B and is classified for Cold 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 0.1 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	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
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	4.0	8.0	10
Total Iron	XXX	XXX	XXX	2.0	4.0	5.0
Total Manganese	XXX	XXX	XXX	1.0	2.0	2.5

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>Concentrations (mg/l)</i>		
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
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 717-705-4732.

The EPA Waiver is in effect.

Application No. PA0246905, Concentrated Animal Feeding Operation (CAFO), **Karl Laudenslager (Lauden Farms)**, 2368 Back Road, Halifax, PA 17032.

Karl Laudenslager has submitted an application for an Individual NPDES permit for an existing CAFO known as Laudenslager Farms, located at 2368 Back Road, Halifax, Pennsylvania 17032 in Wayne Township, **Dauphin County**.

The CAFO is situated near Powel Creek in Watershed 6-C, which is classified for Trout Stocking Fishery (TSF). The CAFO is designed to maintain an animal population of approximately 1,486.25 animal equivalent units (AEUs) consisting of 700 dairy cows, 100 cows, and 350 heifers/calves. Manure is a three-compartment concrete underneath storage pit as well as a round steel slurry store. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. You may make an appointment to review the files by calling the File Review Coordinator at 717.705.4732.

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

PA0111422 A-1, Sewage, SIC Code 4952, **Thompstontown Borough Municipal Authority**, P O Box 154, Thompstontown, PA 17094-154. Facility Name: Thompstontown STP. This existing facility is located in Delaware Township, **Juniata County**.

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

The receiving stream(s), Delaware Creek, is located in State Water Plan watershed 12-B 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 0.2 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅ (Interim)	21.9	35	XXX	25	40	50
(Final)	42	67	XXX	25	40	50
		Wkly Avg				
BOD ₅ Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids (lbs/min) (Interim)	26.3	39.4	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids (Final)	50	75	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml) Nov 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1000

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Ammonia-Nitrogen (lbs/min)						
May 1 - Oct 31 (Interim)	13.1	XXX	XXX	15	XXX	30
Nov 1 - Apr 30 (Interim)	Report	XXX	XXX	Report	XXX	Report
May 1 - Oct 31 (Final)	17	XXX	XXX	10	XXX	20
Nov 1 - Mar 31 (Final)	Report	XXX	XXX	Report	XXX	Report

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)			Concentrations (mg/l)	
	Monthly	Annual	Minimum	Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	7032	XXX	XXX	XXX
Net Total Phosphorus	Report	974	XXX	XXX	XXX

* 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.

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

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

The EPA Waiver is not in effect.

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

PA0090344, Sewage, **Ohio Township Sanitary Authority**, 1719 Roosevelt Road, Pittsburgh, PA 15237. Facility Name: Windy Knoll STP. This existing facility is located in Ohio Township, **Allegheny 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), Drainage Swale to Toms Run, is located in State Water Plan Watershed 20-G 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 0.1 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD ₅	8.3	12.5	XXX	10	15	20
Total Suspended Solids	8.3	12.5	XXX	10	15	20
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2000	XXX	10000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	1.7	2.5	XXX	2.0	3.0	4.0
Nov 1 - Apr 30	2.5	3.8	XXX	3.0	4.5	6.0

The EPA Waiver is in effect.

PA0027626, Sewage, SIC Code 4952, **Kiski Valley Water Poll Control Authority**, 1361 School Road, Leechburg, PA 15656-4904. Facility Name: Kiski Valley STP. This existing facility is located in Allegheny Township, **Westmoreland 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), Kiskiminetas River, is located in State Water Plan watershed 18-B and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 7 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	1460.0	2189.0	XXX	25	37.5	50
Total Suspended Solids	1751.0	2627.0	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
				Geo Mean		

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is not in effect.

PA0252816, Sewage, SIC Code 1222, **Amfire Mining Company LLC**, 1 Energy Place, Latrobe, PA 15650. Facility Name: Madison Deep Mine. This existing facility is located in Jackson Township, **Cambria 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), Saltlick Run, is located in State Water Plan watershed 18-E 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 effluent limits for Outfall 001 are based on a design flow of 0.00193 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	0.00193	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.4	XXX	3.3
CBOD ₅						
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	20	XXX	40
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	10.0
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	30.0

The EPA Waiver is in effect.

PA0218928, Sewage, **Cadogan Township**, 260 Spruce Avenue, Cadogan, PA 16212-0309. Facility Name: Cadogan Township. This existing facility is located in Cadogan Township, **Armstrong 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), Glade Run, is located in State Water Plan watershed 17-E and is classified for aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.075 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Report	Minimum	Average Monthly	Geo Mean	
Flow (MGD)	XXX	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
CBOD ₅	15.6	XXX	XXX	25	XXX	50
Total Suspended Solids	18.8	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	12.5	XXX	XXX	20.0	XXX	40.0

The EPA Waiver is in effect.

PA0253219, Sewage, **East Franklin Township**, 106 Cherry Orchard Avenue, Kittanning, PA 16201. Facility Name: Cowansville STP. This existing facility is located in East Franklin Township, **Armstrong 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), Glade Run, is located in State Water Plan watershed 17-E and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.029 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Report	Minimum	Average Monthly	Geo Mean	
Flow (MGD)	XXX	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.4	XXX	0.9
CBOD ₅	6.1	XXX	XXX	25	XXX	50
Total Suspended Solids	7.3	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	1.2	XXX	XXX	5.0	XXX	10.0
Nov 1 - Apr 30	3.6	XXX	XXX	15.0	XXX	30.0

The EPA Waiver is in effect.

PA0253073, Sewage, **Elk Lick Energy Inc.**, PO Box 260, Friedens, PA 15541. Facility Name: Roytown Deep Mine STP. This existing facility is located in Lincoln Township, **Somerset 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), Horner Run, is located in State Water Plan watershed 18-E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0035 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	0.0035	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.4	XXX	3.3
CBOD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60

<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>
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10000
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	11.0	XXX	22.0
Nov 1 - Apr 30	XXX	XXX	XXX	25.0	XXX	50.0

The EPA Waiver is in effect.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.

PA0020257-A3, Sewage, SIC Code 4952, **Grove City Borough**, P O Box 110, Grove City, PA 16127-0110. Facility Name: Grove City Borough STP. This existing facility is located in Grove City Borough, **Mercer County**.

Description of Existing Activity: The application is for an amendment of an NPDES permit for an existing discharge of treated sewage. The applicant decided not to expand the treatment plant so the final flow (3.525 MGD) and associated limits are being removed.

The receiving stream, Wolf Creek, is located in State Water Plan watershed 20-C and is classified for cold water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5	XXX	XXX	XXX
CBOD ₅						
May 1 - Oct 31	375	560	XXX	15	22.5	30
Nov 1 - Apr 30	625	1000	XXX	25	40	50
Total Suspended Solids	750	1125	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10000
Ammonia-Nitrogen						
May 1 - Oct 31	87.5	XXX	XXX	3.5	XXX	7
Nov 1 - Apr 30	250	XXX	XXX	10	XXX	21

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

This discharge shall consist of uncontaminated stormwater runoff from the sewage treatment plant site.

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

- Ultraviolet Light Disinfection
- Whole Effluent Toxicity testing for the renewal permit
- Stormwater Best Management Practices
- Electronic DMR reporting requirement

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

PA0002143, Industrial Waste, SIC Codes 2611 & 2621, **Domtar Paper Co. LLC**, 100 Center Street, Johnsonburg, PA 15845-1301. Facility Name: Domtar Johnsonburg Mill. This existing facility is located in Johnsonburg Borough, **Elk County**.

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

The receiving stream(s), Clarion River (Outfall 002 & Suboutfall 202), West Branch Clarion River (Outfall 102), East Branch Clarion River (Outfalls 003 & 004) and Riley Run (Outfall 001), are located in State Water Plan watershed 17-A

and are classified for cold water fishes (Clarion River & West Branch Clarion River), high quality cold water fishes (East Branch Clarion River), warm water fishes (Riley Run), aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 002 are based on a design flow of 13.21 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Daily Average</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Daily Average</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
Color (Pt-Co Units)	XXX	XXX	XXX	XXX	736	920
Temperature (MBTUs/day) (°F)						
Jan 1-31	7890	XXX	XXX	Report	XXX	XXX
Feb 1-29	8010	XXX	XXX	Report	XXX	XXX
Mar 1-31	7450	XXX	XXX	Report	XXX	XXX
Apr 1-15	7360	XXX	XXX	Report	XXX	XXX
Apr 16-30	6760	XXX	XXX	Report	XXX	XXX
May 1-15	6170	XXX	XXX	Report	XXX	XXX
May 16-31	6080	XXX	XXX	Report	XXX	XXX
Jun 1-15	5990	XXX	XXX	Report	XXX	XXX
Jun 16-30	5670	XXX	XXX	Report	XXX	XXX
Jul 1-31	5590	XXX	XXX	Report	XXX	XXX
Aug 1-15	5500	XXX	XXX	Report	XXX	XXX
Aug 16-31	5290	XXX	XXX	Report	XXX	XXX
Sep 1-15	5350	XXX	XXX	Report	XXX	XXX
Sep 16-30	5410	XXX	XXX	Report	XXX	XXX
Oct 1-15	6580	XXX	XXX	Report	XXX	XXX
Oct 16-31	6810	XXX	XXX	Report	XXX	XXX
Nov 1-15	7040	XXX	XXX	Report	XXX	XXX
Nov 16-30	7360	XXX	XXX	Report	XXX	XXX
Dec 1-31	7870	XXX	XXX	Report	XXX	XXX
BOD ₅	10545	19400	XXX	90	XXX	225
	Avg Mo			Avg Mo		
Total Suspended Solids	15360	29161	XXX	Report	XXX	349
	Avg Mo			Avg Mo		
Dioxin (pg/L)	XXX	XXX	XXX	0.09	XXX	0.22
	Ave Mo			Avg Mo		
Adsorbable Organic Halides	939	1433	XXX	XXX	XXX	XXX
	Avg Mo					

The proposed effluent limits for Suboutfall 202 are based on a design flow of 2.51 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
Chloroform	6.2	10.4	XXX	XXX	XXX	XXX
Dioxin (pg/L)	XXX	XXX	XXX	XXX	10	XXX
2,3,7,8-TCDF (pg/L)	XXX	XXX	XXX	XXX	31.9	XXX
3,4,5-Trichlorocatechol (µg/L)	XXX	XXX	XXX	XXX	5	XXX
2,4,5-Trichlorophenol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX
Pentachlorophenol (µg/L)	XXX	XXX	XXX	XXX	5	XXX
2,3,4,6-Tetrachlorophenol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX
3,4,6-Trichlorocatechol (µg/L)	XXX	XXX	XXX	XXX	5	XXX
3,4,5-Trichloroguaiacol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX
3,4,6-Trichloroguaiacol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX
4,5,6-Trichloroguaiacol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX
2,4,6-Trichlorophenol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX
Tetrachlorocatechol (µg/L)	XXX	XXX	XXX	XXX	5	XXX
Tetrachloroguaiacol (µg/L)	XXX	XXX	XXX	XXX	5	XXX
Trichlorosyringol (µg/L)	XXX	XXX	XXX	XXX	2.5	XXX

The proposed effluent limits for Outfalls 001, 102, 003 & 004 are based on a design flow of N/A MGD.

The discharge(s) shall be composed entirely of non-polluting stormwater

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

- Solid Waste Disposal
- Chemical Additives

- Stormwater
- Chloroform Certification
- Best Management Practices
- 2° Temperature Rise
- Control of Stormwater Runoff
- 316(a) Thermal Variance Verification
- Monitoring Waiver (for Suboutfall 202 parameters)
- Water Quality Based Effluent Limits at or Below Detection Limits - Dioxin (Outfall 002)
- eDMR Reporting Requirement

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

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

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

WQM Permit No. 3611202, CAFO, **Clifford Sensenig**, 245 Spring Hill Road, Kirkwood, PA 17536.

This proposed facility is located in Little Britain Township, **Lancaster County**.

Description of Proposed Action/Activity: Construction of new manure digester, separator, generator building and manure HDPE lined storage.

WQM Permit No. 0611201, CAFO, **Jeffrey S. and Tracy A. Rohrer**, Penn Valley Swine, LLC, 165 Phillips Lane, Mohrsville, PA 19541.

This proposed facility is located in Upper Bern Township, **Berks County**.

Description of Proposed Action/Activity: Construction of a new swine barn with leak detection and underneath storage.

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI01 0911006	Solomon Asser 115 West 29th Street New York, NY 10001	Bucks	Springfield Township	Cooks Creek (EV-MF)
PAI01 1509015A-1	Tevl Corporation 527 Main Street Harleysville, PA 19428	Chester	East Conventry Township	Unnamed Tributary Pigeon Creek (HQ-TSF)

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

Lehigh County Conservation District: Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, 610-391-9583.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAS10Q125-2R-2	Edward Wigfield 7555 Alburdis Rd. Macungie, PA 18062	Lehigh	Lower Macungie Township	Swabia Creek, HQ-CWF, MF

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

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI030611006	PennDOT District 5-0 (S.R. 1010 Section 01B) 1002 Hamilton Street Allentown, PA 18101	Berks	Longswamp Township	Little Lehigh Creek (HQ-CWF)

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI034411003	Burnham Borough Authority 200 First Avenue Burnham, PA 17009	Mifflin	Burnham Borough	Kishacoquillas Creek (HQ-CWF, MF)

*Southwest Region: Watershed Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.
Greene County Conservation District, 19 South Washington Street, Waynesburg, PA 15370-2053, (724.852.5278)*

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI053011001	Southwestern PA Water Authority 1442 Jefferson Road P. O. Box 187 Jefferson, PA 15344	Greene	Center and Franklin Townships	Pursley Creek (HQ-WWF); Stewart Run (HQ-WWF); UNT Stewart Run (HQ-WWF)

Washington County Conservation District, 100 West Beau Street, Suite 105, Washington, PA 15301, (724.228.6774)

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI056306001R	A&S Landscaping 1840 Washington Rd. Canonsburg, PA 15317	Washington	North Strabane Township	Little Chartiers Creek (HQ-WWF)
PAI056311004	Golden Triangle Construction 8555 Old Steubenville Pike Imperial, PA 15126	Washington	South Strabane Township	Little Chartiers Creek (HQ-WWF)

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

**STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES
PERMITS FOR CAFOs**

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 (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create 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.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Allen Rice & Brian Bechbill Dream Farms 13689 Dream Hwy. Newburg, PA 17240	Franklin	340.7	2295	Heifers	NA	Renewal

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

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

Application No. 4711501—Construction Public Water Supply.

Applicant	Cooper Township Municipal Authority
[Township or Borough]	Cooper Township
County	Montour
Responsible Official	Daniel Jenkins, Authority Chairman Cooper Township Municipal Authority 19 Steltz Road Danville, PA 17621
Type of Facility	Public Water Supply
Consulting Engineer	Mark Glenn, P.E., President Gwin, Dobson & Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602
Application Received	October 17, 2011

Description of Action	Water system extension. Extend water to Cooper Township from the Danville water distribution system.
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Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745

Permit No. 5611519, Public Water Supply.

Applicant	Meyersdale Municipal Authority, 215 Main Street, Room 2B, Meyersdale, PA 15552
[Township or Borough]	Summit Township
Responsible Official	Alan R. Miller, Chairman Meyersdale Municipal Authority, 215 Main Street, Room 2B, Meyersdale, PA 15552

Type of Facility	Water system
Consulting Engineer	The EADS Group, Inc., 450 Aberdeen Drive, Somerset, PA 15501

Application Received Date	October 13, 2011
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Description of Action	Addition of powdered activated carbon and liquid chlorine.
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Permit No. 0211513, Public Water Supply.

Applicant	Municipal Authority of the Borough of Oakmont, PO Box 73, 721 Allegheny Avenue, Oakmont, PA 15139
[Township or Borough]	Indiana Township
Responsible Official	John Dunlap, General Manager Municipal Authority of the Borough of Oakmont, PO Box 73, 721 Allegheny Avenue, Oakmont, PA 15139

Type of Facility	Water system
Consulting Engineer	NIRA Consulting Engineers, Inc., 950 Fifth Avenue, Coraopolis, PA 15108

Application Received Date	October 17, 2011
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Description of Action	Installation of a PAX mixer, painting and rehabilitation of the Richhill and Indianola water storage tanks.
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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. 3511511MA, Minor Amendment.

Applicant	Aqua Pennsylvania Inc. 1 Aqua Way White Haven, Pa
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[Township or Borough] South Abington Twp,
Lackawanna County

Responsible Official Joshua Shoff

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 N. Mountain Rd
Harrisburg, Pa

Application Received Date 9/29/11

Description of Action The installation of a contact pipeline at the Edgewood Water System to meet the log 4 inactivation requirements of the groundwater rule.

Application No. 4011514MA, Minor Amendment.

Applicant **Aqua Pennsylvania Inc.**
1 Aqua Way
White Haven, Pa

[Township or Borough] Harvey's Lake Borough,
Luzerne County

Responsible Official Joshua Shoff

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 N. Mountain Rd
Harrisburg, Pa

Application Received Date 9/29/11

Description of Action The installation of a contact pipeline at the Warden Place Water System to meet the log 4 inactivation requirements of the groundwater rule.

Application No. 3511514MA, Minor Amendment.

Applicant **Aqua Pennsylvania Inc.**
1 Aqua Way
White Haven, Pa

[Township or Borough] North Abington Twp,
Lackawanna County

Responsible Official Patrick R. Burke

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 N. Mountain Rd
Harrisburg, Pa

Application Received Date 9/30/11

Description of Action The installation of a contact pipeline at the Sunset Hills Water System to meet the log 4 inactivation requirements of the groundwater rule.

Application No. 4011516MA, Minor Amendment.

Applicant **Aqua Pennsylvania Inc.**
1 Aqua Way
White Haven, Pa

[Township or Borough] Lehman Twp,
Luzerne County

Responsible Official Patrick R. Burke

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 N. Mountain Rd
Harrisburg, Pa

Application Received Date 9/30/11

Description of Action The installation of a contact pipeline at the Oak Hill Water System to meet the log 4 inactivation requirements of the groundwater rule.

Application No. 3511515MA, Minor Amendment.

Applicant **Aqua Pennsylvania Inc.**
1 Aqua Way
White Haven, Pa

[Township or Borough] Glenburn Twp,
Lackawanna County

Responsible Official Patrick R. Burke

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 N. Mountain Rd
Harrisburg, Pa

Application Received Date 9/30/11

Description of Action The installation of a contact pipeline at the Glenburn Water System to meet the log 4 inactivation requirements of the groundwater rule.

Application No. 4011515MA, Minor Amendment.

Applicant **Aqua Pennsylvania Inc.**
1 Aqua Way
White Haven, Pa

[Township or Borough] Jackson Twp,
Luzerne County

Responsible Official Patrick R. Burke

Type of Facility Public Water System

Consulting Engineer CET Engineering Services
1240 N. Mountain Rd
Harrisburg, Pa

Application Received Date 9/30/11

Description of Action The installation of a contact pipeline at the Fieldcrest Water System to meet the log 4 inactivation requirements of the groundwater rule. The construction of a storage tank and modifications to the well station.

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

Application No. 5026383T1, Minor Amendment.

Applicant **Primo Refill, LLC,**
1030 Lone Oak Road,
Suite 110,
Eagan, MN 55121

[Township or Borough]

Responsible Official David Mills,
Treasurer Primo Refill, LLC,
1030 Lone Oak Road, Suite 110,
Eagan, MN 55121

Type of Facility Water system

Consulting Engineer

Application Received Date January 18, 2011

Description of Action Transfer of the Culligan Store
Solutions vended water system
to Primo Refill, LLC.

Application No. 5611520GWR, Minor Amendment.

Applicant **Siemon Lakeview
Manor Estates,**
228 Siemon Drive,
Somerset, PA 15501

[Township or Borough] Somerset Township

Responsible Official Carl Jones, Jr., Siemon Lakeview
Manor Estates,
228 Siemon Drive,
Somerset, PA 15501

Type of Facility Water system

Consulting Engineer Kevin L. Yoder, P.E.,
614 Matlick Road,
Meyersdale, PA 15552

Application Received Date October 4, 2011

Description of Action Groundwater Rule Approval
for Entry Point #101.

Application No. 5611521GWR, Minor Amendment.

Applicant **Siemon Lakeview Manor
Estates,**
228 Siemon Drive,
Somerset, PA 15501

[Township or Borough] Somerset Township

Responsible Official Carl Jones, Jr., Siemon Lakeview
Manor Estates,
228 Siemon Drive,
Somerset, PA 15501

Type of Facility Water system

Consulting Engineer Kevin L. Yoder, P.E.,
614 Matlick Road,
Meyersdale, PA 15552

Application Received Date October 4, 2011

Description of Action Groundwater Rule Approval for
Entry Point #102.

Application No. 5611522GWR, Minor Amendment.

Applicant **H Manor, LLC,**
1379 Peninsula Drive,
Central City, PA 15926

[Township or Borough] Somerset Township

Responsible Official Jeffrey Griffith, Operator
Hillcrest Manor,
1379 Peninsula Drive,
Central City, PA 15926

Type of Facility Water system

Consulting Engineer G Force Engineering
Services, LLC,
7582 Lincoln Highway,
Central City, PA 15926

Application Received Date October 4, 2011

Description of Action Groundwater Rule Approval for
Hillcrest Manor.

Application No. 0211512MA, Minor Amendment.

Applicant **Pennsylvania American
Water Company,**
800 West Hersheypark Drive,
Hershey, PA 17033

[Township or Borough] West Pike Run Township

Responsible Official David Kaufman,
Vice-President—Engineering,
Pennsylvania American Water
Company,
800 West Hersheypark Drive,
Hershey, PA 17033

Type of Facility Water system

Consulting Engineer

Application Received Date October 17, 2011

Description of Action Painting and rehabilitation of
the Crescent Heights water
storage tank.

WATER ALLOCATIONS

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

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

**WA 47-1015, Water Allocations. Cooper Township
Municipal Authority,** 19 Steltz Road, Danville, PA
17821, Cooper & Mahoning Townships & Danville Bor-
ough, **Montour County.** This is a request for a subsidi-
ary water allocation. The project proposes the construc-
tion of a water system extension off of the Danville
Borough Municipal Authority water system into Cooper
Township. The water storage and distribution system
consists of 48,801 LF of main piping, 7,750 LF of service
line, a packaged water booster pumping station and a
250,000 gallon water storage tank.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

UNDER ACT 2, 1995

PREAMBLE 1

**Acknowledgment of Notices of Intent to Remediate
Submitted under the Land Recycling and Envi-
ronmental Remediation Standards Act (35 P. S.
§§ 6026.101—6026.907)**

Sections 302—305 of the Land Recycling and Environ-
mental Remediation Standards Act (act) (35 P. S.
§§ 6026.302—6026.305) require the Department to pub-
lish 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:

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

JNA Properties, 775 Furnace Street, Emmaus Borough, **Lehigh County**. John C. Lydzinski, Marshall Miller & Associates, Inc., 3913 Hartzdale Drive, Suite 1306, Camp Hill, PA 17011 has submitted a Notice of Intent to Remediate (on behalf of his client, JNA Properties, P. O. Box 189, Emmaus, PA 18049), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a fire which engulfed a fuel oil delivery vehicle, which was housed in the fiery building and contained approximately 1,200 gallons of fuel oil. The applicant proposes to remediate the site to meet the Statewide Health Standard for soil. It is anticipated that the damaged structure will be replaced and the property will continue to be used for commercial purposes. A

summary of the Notice of Intent to Remediate is expected to be published in the *East Penn Press* sometime in the near future.

Vottero Residence, 214 South 23rd Street, Allentown City, **Lehigh County**. Christopher Jacangelo, J. Rockwood & Associates, Inc., P. O. Box 1006, Easton, PA 18044 has submitted a Notice of Intent to Remediate (on behalf of his client, Diane Vottero, 214 South 23rd Street, Allentown, PA 18104), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a pitted and corrosive steel underground storage tank, which was observed during the tank's removal process. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The current use and future use of the property are residential. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

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

Cambridge-Lee Industries, LLC, PO Box 14026, Reading, PA 19612-4026, Ontelaunee Township, **Berks County**. Liberty Environmental, Inc. 50 North Fifth Street, 5th Floor, Reading, PA 19601, on behalf of Cambridge-Lee Industries, 86 Tube Drive, PO Box 14026, Reading, PA 19612, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PAHs and Inorganics. The site will be remediated to the residential and non-residential Statewide Health Standards. Future use of the site will remain industrial.

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

Verizon Pennsylvania Inc.—Erie Work Center, City of Erie, **Erie County**. Enviro Trac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086 has submitted a Notice of Intent to Remediate. Site formerly operated as a pole storage yard for Verizon Pennsylvania, Inc. Soil analytical data indicates the presence of absorbed phase pentachlorophenol in soil and groundwater. Future use of the site is expected to be a commercial/light industrial facility. The Notice of Intent to Remediate was published in *The Erie Times-News* on August 27, 2011. The proposed cleanup standards to be used are Statewide Health and Background.

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit No. WMGR081. Goodwill of Southwestern PA Computer Recycle Center, 118 52nd Street, Pittsburgh, PA 15201. A residual waste general permit for the processing and beneficial use of source separated computer, telecommunication, radio, television, and electro-acoustic equipment and associated peripherals to include the salvaging of clean and uncontaminated met-

als, plastics, glass and paper for use as raw materials for an industrial process; salvaging of precious metals via separation and shipment to a precious metals recycler; salvaging of uncontaminated electronic or mechanical components for re-use in their original function; and the salvaging of any potentially leachable materials/components (including the Cathode Ray Tubes (CRTs) that are sent to specialty recycling facilities for additional recycling or other beneficial use per separate Department approval was received and deemed administratively complete in the Regional Office on October 4, 2011. This facility is located in the City of Pittsburgh, **Allegheny County**.

Comments concerning the application should be directed to Diane McDaniel, Environmental Engineering Manager, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Persons interested in obtaining more information about the general permit application may contact the DEP Southwest Regional Office, Regional Files at 412-442-4000. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application received, under the Solid Waste Management Act of July 7, 1980, P. L. 35 P. S. §§ 6018.101—6018.1003, the Municipal Waste Planning, Recycling and Waste Reduction Act 53 P. S. §§ 4000.101—4000.1904 and regulations to operate a Solid Waste Processing or Disposal Area or Site.

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

Permit ID No. 100277. CCS Midstream Services, LLC, 363 N Sam Houston Parkway E., Ste 330, Houston, TX 77060. Sanitary Landfill, 111 Conner Lane, Belle Vernon, PA 15012. Application for the reissuance of a municipal waste landfill permit in Rostraver Township, **Westmoreland County was received in the Regional Office on October 17, 2011.**

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: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

25-179C: Erie City Sewer Authority (68 Port Access Road, Erie, PA 16507-2202) for replacement of incinerator burners and the emergency bypass stack, rehabilitation of the existing wet electrostatic precipitators and replacement of three (3) existing dewatering belt filter presses in the City of Erie, **Erie County**.

25-1021A: Team Hardinger Transportation (1314 West 18th Street, Erie, PA 16502-1517) for an increase in production at their facility paint booth in the City of Erie, **Erie County**. A dry filter system is used to control particulate matter (PM) emissions.

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.

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

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

23-0117: Majestic Products, LLC, (800 W. Front Street, Building B1, Chester, PA 19013) for installation of

a Sea Salt Drying and sizing process along with control devices at a new facility in City of Chester, **Delaware County**. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

The application was received by the Department on October 11, 2011.

09-0024H: Waste Management of Pennsylvania, Inc. (1000 New Ford Mill Rd, Morrisville, PA 19067) for installation of a landfill gas fired 2233 brake horsepower (bhp) generator engine at the Tullytown Resource Recovery Facility (TRFF) in Tullytown Borough, **Bucks County**. The landfill is a Title V facility. The bulk of the landfill gas produced at TRFF will continue to be sent off-site. The engine will employ lean burn technology to minimize formation of nitrogen oxides (NOx). The engine will be required to meet 98% destruction efficiency of incoming volatile organic compounds (VOC) or a concentration of 20 parts per million non-methane organic compounds (NMOC) (excluding formaldehyde) as hexane at 3% oxygen content, dry basis in the exhaust stream. The engine will be limited to emissions of 0.41 g/bhp-hr formaldehyde. The project is subject to the requirements of Non-attainment New Source Review, codified at 25 Pa. Code § 127.203(b)(1)(ii). In order to comply, the applicant has procured tons of VOC emission reduction credits (ERC), in accordance with 25 Pa. Code § 127.210. The engine is subject to the requirements of New Source Standards of Performance (NSPS) for Stationary Spark Ignition Internal Combustion Engines, 40 CFR Part 60, Subpart JJJJ. The company will comply with all required monitoring, recordkeeping and testing requirements.

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

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-705-4863

36-03152C: Wenger's Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) for modification of their facility's hammermill operation in West Donegal Township, **Lancaster 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 abovementioned company for the abovementioned project.

Plan Approval No. 36-03152B is for the modification of the facility's hammermill control device. Particulate emissions were controlled by a baghouse, however, due to high moisture and heat from the hammermill, the baghouse became inoperable. The facility will install ductwork to create a closed loop system, thereby, controlling any particulate emissions. The facility is a minor facility and the plan approval will contain monitoring & work practice standards designed to keep the facility operating within all applicable air quality requirements. Particulate emissions after the modification will be minimal.

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.

Tom Hanlon, East Permitting Section Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests.

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

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

10-368A: Keystone Midstream Services, LLC (10355 Westmoor Drive, Suite 250, Westminster, CO 80021) for construction of a natural gas processing plant at their facility in Jackson Township, **Butler County**.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 10-368A to Keystone Midstream Services, LLC for the construction of a natural gas processing plant at their facility located at 440 Hartmann Rd., Jackson Township, Butler County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 10-368A is for the construction of a 50 MMCF/day capacity natural gas processing plant, consisting of twelve (12) compressor engines, a gas processing skid, 50 MMSCFd and 20 MMSCFd capacity glycol dehydrator/reboilers, a diesel fired emergency generator, two (2) 400 barrel capacity condensate storage tanks, and miscellaneous process heaters. Based on the information provided by the applicant and DEP's own analysis, the proposed facility will have the potential to emit approximately 95.16 tons of carbon monoxide, 57.94 tons of nitrogen oxides, 44.65 tons of volatile organic compounds (VOCs), 5.96 tons of particulate matter, 0.10 ton of sulfur oxides, and 6.92 tons of total Hazardous Air Pollutants (HAP) per year.

The Plan Approval will contain additional testing, recordkeeping and work practice requirements designed to keep the facility operating within all applicable air quality requirements. The facility will also be subject to the requirements of New Source Performance Standards, 40 CFR Part 60, Subparts KKK, for Onshore Natural Gas Processing Plants, IIII, for Stationary Compression Ignition Internal Combustion Engines, and JJJJ, for Stationary Spark Ignition Internal Combustion Engines.

Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m.

weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the following:

1. Name, address, and telephone number of the person submitting comments.
2. Identification of the proposed Plan Approval; No. 10-368A.
3. Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to John Guth, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6940.

37-331A: RWE Holding Co.—West Pittsburgh Plant (P. O. Box 311, Portersville, PA 16051) for post-construction operation of a slag handling, anti-skid processing, bulk carbon loading and graphite drying operation at 535 Rundle Road, New Castle, PA 16101. Sources at the site will include slag handling, anti-skid processing, coke screening, dry bulk carbon transfer, graphite drying and plant roadways in Taylor Township, Lawrence County.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 37-331A to RWE Holding Company for the post-construction operation of slag handling, anti-skid processing, coke screening, dry bulk carbon transfer, graphite drying and plant roadways, for the West Pittsburgh Plant located in Taylor Township, Lawrence County. The Plan Approval will subsequently be incorporated into a facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 37-331A is for the post-construction operation of slag handling, anti-skid processing, coke screening, dry bulk carbon transfer, graphite drying and plant roadways. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will emit approximately 13.83 tons per year of particulate matter. The facility will emit 5.1 tons per year of PM₁₀, and less than 0.1 tons per year of sulfur oxides, carbon monoxide and nitrogen oxides.

The Plan Approval will contain testing, monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Edward Wiener, Chief—Telephone: 215-685-9426

AMS 10307: Kinder Morgan Liquid Terminals (3300 North Delaware Avenue Philadelphia, PA 19134) for activation and operation of 19 storage tanks. Hazardous Air Pollutants (HAP) emissions from the facility are limited to less than 10 tons per rolling 12-month period for each individual HAP and less than 25 tons per rolling 12-month period for combined HAPs in the City of Philadelphia, **Philadelphia County**. Volatile Organic Compound emissions from the 19 activated storage tanks and 20 existing storage tanks at the facility is limited to 103 tons per rolling 12 month period. The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

Copies of all documents and information concerning this plan approval are available for review in the offices of AMS, room 218, 321 University Ave., Philadelphia, PA 19104-4543 during normal business hours. Persons wishing to review these documents or to submit written comments should contact Ms. Karol Bowman (215) 685-9493 at the above address. All written comments must be received by [30 days from publication date]. Comments received by facsimile will not be accepted.

AMS 11229: Philadelphia International Airport—PHL Division of Aviation (8800 Essington Avenue, Terminal E, Philadelphia PA 19153) for installation of a 2000 kW Diesel Generator with a SCR. The generator will be used for emergency and non-emergency use. The generator will also be subject emission limits from 40 CFR 60 Subpart IIII and NO_x emission limit of 2.0 g/bhp-hr. The plan approval will contain operating, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

AMS 11168: PWD (93899 Richmond Street, Philadelphia, PA 19137) for the installation of a cogeneration of five (5) 1417 kw each spark ignited internal combustion engine driven generators utilized digester and natural gas fuel in the city of Philadelphia, **Philadelphia County**. Potential emissions from the project based on the plan approval are 15.7 tons per year of Nitrogen Oxides, 95 tons per year of Carbon Monoxide, 10.9 tons per year of Volatile Organic Compounds, 0.8 tons per year Sulfur Dioxide, and 9.0 tons per year Particulate Matter. The plan approval will contain operating, testing, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

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

39-00024: GEO Specialty Chemicals (2409 North Cedar Crest Boulevard, Allentown, PA 18104-9733) for operation of a chemical processing plant in South Whitehall Township, **Lehigh County**. The facility is taking restrictions on fuel oil usage and facility wide emission restrictions on Volatile Organic Compound (VOCs) and Hazardous Air Pollutants (HAPs) in order to maintain Synthetic Minor Status. Emissions sources at the facility include four (4) production process areas for formaldehyde, calcium formate, trimethylolthane (TME), and dimethylpropionaldehyde (DMPA). The proposed State Only (Synthetic Minor) Operating Permit contains all applicable requirements including Federal and State

regulations. In addition, monitoring, record keeping and reporting conditions regarding compliance with all applicable requirements are included.

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: 717-705-4863

06-03098: Ralph Good, Inc. (306 East Main Street, P. O. Box 924, Adamstown, PA 19501) for renewal of their air quality permit for their potato chip manufacturing facility in Spring Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has potential emissions of 2 tpy of SOx and 5 tpy of PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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 the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, 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.

Mr. Thomas Hanlon, Chief, East Permitting Section may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

34-03006: Stella-Jones Corp. (P. O. Box 251, McAlisterville, PA 17049) for their wood treatment facility in Fayette Township, **Juniata County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

The subject facility's wood-fired boiler has an emissions potential of several tons per year of particulate matter. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Copies of the renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal

business hours at the PA DEP Southcentral Regional Office, at 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, or may request a public hearing, 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, Chief, West Permitting Section 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.

21-05039: Land O'Lakes, Inc. (405 Park Drive, Carlisle, PA 17013) for their milk processing facility in South Middleton Township, **Cumberland County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

Actual emissions for the facility in 2010 included 25.6 tons of carbon monoxide, 11.0 tons of nitrogen oxides and 6.3 tons of particulate matter. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Copies of the renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 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, or may request a public hearing, 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, Chief, West Permitting Section 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.

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

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

19-00032: Benton Area School District (600 Green Acres Road, Benton, PA 17814) for their Benton Area Elementary and High School campus in Benton Borough, **Columbia County**. The facility's main sources include nine (9) #2 oil-fired combustion sources that have a total heat input equal to approximately 14 MMBtu/hr; biomass-fired boiler that has a total heat input equal to 7.5 MMBtu/hr, two (2) diesel-fired emergency generators and woodworking operations for the instruction purposes. The facility has the potential to emit particulate matter, nitrogen oxides, carbon monoxide, volatile organic compounds, hazardous air pollutants, sulfur oxides, and greenhouse gas emissions below the respective major thresholds. The proposed permit contains monitoring, recordkeeping, and reporting requirements to ensure compliance with applicable Federal and State regulations.

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

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

04-00734: Sardello, Inc. (1000 Corporation Drive, Aliquippa, PA 15001) for operation of a locomotive engine component remanufacture facility in Hopewell Township, **Beaver County**. This is a State Only Operating Permit submittal.

03-00202: Peoples Natural Gas Co., LLC (1201 Pitt Street, Pittsburgh, PA 15221) for operation of Roaring Run Compressor Station in Kiskiminetas Township, **Armstrong County**. This is a State Only Operating Permit Renewal submittal.

65-00789: Quikrete Companies, Inc. (519 Red Barn Lane, Latrobe, PA 15650) for manufacturing of dry mixed packaged concrete at Quikrete—Pittsburgh Plant in Unity Township, **Westmoreland County**. This is a State Only Operating Permit Renewal submittal.

04-00712: Kinder Morgan Arrow Terminals, LP (2701 Route 68, Industry, PA 15052) for the operation of ferroalloy handling at their Lot 3 facility in Midland Borough, **Beaver County**. This is a State Only Operating Permit Renewal submittal.

65-00051: Elliott Companies, Inc. (901 N. Fourth Street, Jeannette, PA 15644) for operation of air and gas compressor manufacturing at Jeannette Plant in Penn Township, **Westmoreland County**. This is a State Only (Synthetic Minor) Operating Permit submittal.

65-00829: Fulmer Co., LLC/Perma Cast: (3004 Venture Court, Export, PA 15632) for operation of industrial process furnace and oven manufacturing at the Fulmer Export Plant in Penn Township, **Westmoreland County**. This is a State Only Operating Permit Renewal Submittal.

65-00891: Firestone Building Products Co. (102 Avenue A, Youngwood, PA 15697) for operation of urethane and other foam product (except polystyrene) manufacturing at the Youngwood Plant in Youngwood Borough, **Westmoreland County**. This is a State Only Operating Permit Renewal Submittal.

65-00912: Babcock Lumber Co. (2220 Palmer Street, Pittsburgh, PA 15218) for manufacturing - millwork (including flooring) at the Champion Facility in Donegal Township, **Westmoreland County**. This is a State Only Operating Permit Renewal Submittal.

65-00630: Mine Safety Appliances (MSA) Company (P. O. Box 426 Pittsburgh, PA 15230-0426) for continued operation of safety product manufacturing operations at their MSA Murrysville facility, located at 3880 Meadowbrook Road, Murrysville, **Westmoreland County**. This is a State Only Operating Permit Renewal submittal.

In accordance with 25 Pa. Code §§ 127.424—127.425, notice is hereby given that the Pennsylvania Department of Environmental Protection (DEP) intends to issue State Only Operating Permit SOOP-65-00630 to authorize the continued operation of safety product manufacturing operations at the MSA Murrysville facility, located at 3880 Meadowbrook Road, Murrysville, Westmoreland County. This is a State Only Operating Permit Renewal submittal. Facility-wide annual emissions are estimated at approximately 11.4 tons VOC, 3.7 tons combined HAPs, 3.0 tons PM₁₀, 9.0 tons NO_x, 1.7 tons CO and lesser quantities of other regulated pollutants. The facility is subject to the applicable requirements of 25 Pa. Code §§ 121-145. The SOOP includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the SOOP may submit the information to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the following:

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

Identification of the proposed SOOP-65-00630.

Concise statements regarding the relevancy of the information or objections to issuance of SOOP-65-00630.

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

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131

10-00369: ESM Special Metals & Technology, Inc. (955 Saxonburg Boulevard, Saxonburg, PA 16056) for a Natural Minor Permit to operate a magnesium powder manufacturing facility in Clinton Township, **Butler County**. The facility's major emission sources include, Magnesium grinding / building 1, Magnesium grinding / building 2, Magnesium grinding / building 3, Magnesium grinding / building 4, Super Eddy current pulverizer, Powdered Magnesium transfer and storage, Emergency generator and parts washer. The emission of the pollutants from the facility is less than Title V threshold limits. Thus the facility is natural minor. The emergency generator is subject to 40 CFR Part 63, Subpart ZZZZ.

33-00168: Miller Welding & Machine Co.—Maplevale Plant (P. O. Box G, Brookville, PA 15825) to re-issue a Natural Minor Permit to operate a metal fabrication and surface coating facility in Rose Township, **Jefferson County**.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal 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 such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the 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 and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated 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 persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

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. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

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

03831305 and NPDES No. PA0002283, Keystone Coal Mining Corporation, (P. O. Box 219, 400 Overview Drive, Shelocta, PA 15774), to renew and revise the permit for the Jane Mine in Plumcreek, South Bend and Conawshannock Townships, and Elderton Borough, **Armstrong County** for reclamation/water treatment only and to combine the Emilie No. 1 and No. 2 mine permit (Permit No. 03841305 with the Jane Mine Permit. No additional discharges. The application was considered

administratively complete on October 13, 2011. Application received: November 17, 2010.

03991301 and NPDES No. PA0235407, Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201), to renew the permit for the Logansport Mine in Bethel, Burrell, Gilpin, and Parks Townships, **Armstrong County**. No additional discharges. The application was considered administratively complete on October 13, 2011. Application received: July 27, 2011.

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

32980101. NPDES No. PA0234656. M. B. Energy, Inc., 175 McKnight Road, Blairsville, PA 15717, revision of an existing bituminous coal mining site to revise the land use change from forestland to pastureland or land occasionally cut for hay in Brushvalley Township, **Indiana County**, affecting 140.0 acres. Receiving stream(s): unnamed tributaries to Brush Creek and Yellow Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 26, 2011.

32060102 and NPDES No. PA0249939. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, permit renewal for reclamation only of a bituminous surface and auger mine in South Mahoning Township, **Indiana County**, affecting 50.3 acres. Receiving stream(s): UNTs to Little Mahoning Creek classified for the following use(s): high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 5, 2011.

11070102 and NPDES No. PA0262293. CMT Energy, Inc., 108 South Twigg Street, Box 23, Smokerun, PA 16881, permit renewal for reclamation only of a bituminous surface and auger mine in Chest Township, **Cambria County**, affecting 15.2 acres. Receiving stream(s): unnamed streams #1-4 to Chest Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 6, 2011.

56110108 and NPDES No. PA0263354. Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, commencement, operation and restoration of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 176.9 acres. Receiving stream(s): UTS to Stonycreek River and UTS to/and Oven Run classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority. Application received: September 29, 2011.

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

26110101 and NPDES Permit No. PA0252123. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Application for commencement, operation and reclamation of a bituminous surface mine, located in Wharton Township, **Fayette County**, affecting 95.4 acres. Receiving streams: Stony Fork and unnamed tributaries to Stony Fork, classified for the following use: HQ-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: September 26, 2011.

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

24080101. Hepburnia Coal Company (P. O. Box I, Grampian, PA 16838) Renewal of an existing bituminous surface and auger mine in Fox Township, **Elk County** affecting 225.0 acres. Receiving streams: Kyle Run and unnamed tributary to Kyle Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: October 11, 2011.

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

54070101R. Premium Fine Coal, Inc., (P. O. Box 268, Tamaqua, PA 18252), renewal of an existing anthracite surface mine operation (currently being transferred from JJ & W Coal Co.) in Blythe Township, **Schuylkill County** affecting 126.6 acres, receiving stream: Silver Creek, classified for the following use: cold water fishes. Application received: October 4, 2011.

Noncoal Applications Received

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

5074SM1 and NPDES Permit No. PA0122629, Valley Quarries, Inc., P. O. Box 2009, Chambersburg, PA 17201, renewal of NPDES Permit, Guilford Township, **Franklin County**. Receiving stream(s): UT to Conococheague Creek classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 3, 2011.

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

52110301 and NPDES Permit No. PA0225118. Wayne D. Holbert, (115 Rocky Rift Farm Road, Lackawaxen, PA 18435), commencement, operation and restoration of a bluestone quarry operation and NPDES

Permit for discharge of treated mine drainage in Lackawaxen Township, **Pike County** affecting 40.0 acres, receiving stream: unnamed tributary to Delaware River, classified for the following uses: warm water and migratory fishes. Application received: October 4, 2011.

64112503 and NPDES Permit No. PA0225126. Victor Lupo, (47 Hawkins Road, Nineveh, NY 13813), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in Buckingham Township, **Wayne County** affecting 10.0 acres, receiving stream: Equinunk Creek, classified for the following use: HQ-cold water fishery. Application received: October 6, 2011.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice 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—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	

Alkalinity greater than acidity*

* The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies 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; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based 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.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period

will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). 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 NPDES Draft Permits

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

NPDES No. PA0249912 (Mining permit no. 56060102), Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530, renewal of an NPDES permit for bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 83.7 acres. Receiving stream(s): unnamed tributaries to/and Schrock Run, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiskiminetas-Conemaugh TMDL. Application received: August 16, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The treated wastewater outfall(s) listed below discharge to unnamed tributary to Schrock Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001, 002	No

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 001, 002 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times
Alkalinity must exceed acidity at all times

The stormwater outfall(s) listed below discharge to unnamed tributary to Schrock Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003, 004	No

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 003, 004</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times Alkalinity must exceed acidity at all times

NPDES No. PA0263265 (Mining permit no. 11110201), Fuel Recovery, Inc., 254 Interpower Drive, Colver, PA 15927, new NPDES permit for coal refuse reprocessing in Portage Township, **Cambria County**, affecting 71.4 acres. Receiving stream(s): unnamed tributaries to Bens Creek and Spring Run, classified for the following use(s): cold water fisheries. This receiving stream is included in the Kiskiminetas-Conemaugh TMDL. Application received: June 17, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The treated wastewater outfall(s) listed below discharge to unnamed tributary to Bens Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
004	Yes

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls:</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times
Alkalinity must exceed acidity at all times

The stormwater outfall(s) listed below discharge to unnamed tributary to Bens Creek and Spring Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001, 002, and 003	Yes

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 001, 002 and 003</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times
Alkalinity must exceed acidity at all times

NPDES No. PA0249882 (Mining permit no. 11060101), C.M.T. Energy, Inc., 108 South Twigg Street, Box 23, Smoke Run, PA 16681, renewal of an NPDES permit associated with a surface mining permit being renewed for reclamation only in Chest Township, **Cambria County**, affecting 33.1 acres. Receiving stream(s): Unnamed Tributaries to Chest Creek, classified for the following use(s): cold water fishery. This receiving stream is included in the West Branch of the Susquehanna River TMDL. Application received: August 1, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to Unnamed Tributaries to Chest Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
002	N
003	N

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

NPDES No. PA0259144 (Permit No. 33110104), P. and N. Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767) New NPDES permit for a bituminous surface mine in Union Township, **Jefferson County**, affecting 73.2 acres. Receiving streams: Unnamed tributaries to Little Mill Creek, classified for the following uses: CWF; and Mill Creek, classified for the following uses: HQ-CWF. TMDL: Little Mill Creek. Application received: August 25, 2011.

The outfall(s) listed below discharge to unnamed tributaries A & B to Little Mill Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	Y
B	Y
C	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

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

NPDES No. 0257141 (Mining permit no. 17090104), RES Coal, LLC, 8912 Clearfield-Curwensville Highway, Clearfield, PA 16830, new NPDES permit for bituminous coal surface mining in Woodward Township, **Clearfield County**, affecting 221 acres. Receiving streams: Whiteside Run and Moshannon Creek classified for the following use: Cold Water Fishery (Moshannon Creek Watershed TMDL). Application received: May 12, 2009.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall listed below discharges to: Whiteside Run.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TF1	Y

The proposed effluent limits for the above listed outfall are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	1.5	1.9
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)				
¹ The parameter is applicable at all times.				50

The outfalls listed below discharge to: Moshannon Creek.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TF3	Y
TF4	Y
TF5	Y
TF6	Y
TF7	Y

The proposed effluent limits for the above listed outfalls are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		1.3	2.6	3.3
Aluminum (mg/l)		0.75	1.5	1.9
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)				
¹ The parameter is applicable at all times.				50

Noncoal NPDES Draft Permits

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

NPDES No. PA0122629 (Mining permit no. 5074SM1), Valley Quarries, Inc., P. O. Box 2009, Chambersburg, PA 17201, renewal of an NPDES permit for noncoal surface mine in Guilford Township, **Franklin County**, affecting 123.5 acres. Receiving stream(s): unnamed tributary to Conococheague Creek, classified for the following use(s): warm water fishery. Application received: October 3, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for noncoal mining activities.

The outfall(s) listed below discharge to unnamed tributary to Conococheague Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
002	N

NPDES No. PA0595055 (Mining permit no. 21900301), E. E. Kough Sons, P. O. Box 134, 195 Green Spring Road, Newville, PA 17241-0134 renewal of an NPDES permit for a large noncoal (industrial mineral) surface mine operation in North Newton Township, **Cumberland County**, affecting 117.35 acres. Receiving stream(s): unnamed tributary to Conodoguient Creek, classified for the following use(s): warm water fishery. This receiving stream is included in the Conodoguient Creek Watershed TMDL. Application received: July 28, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to unnamed tributary to Conodoguient Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (Sediment Pond 1)	No

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Settleable Solids (applies only during a precipitation event and for 48 hours after)			
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

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

NPDES No. PA0257788 (Mining permit no. 53110301), Jerome Eckert, DBA North Penn Supply, 269 Route 6 West, Galeton, PA 16922 new NPDES permit for Non-Coal Surface Mining in Sweden Township, **Potter County**, affecting 18.3 acres. Receiving stream: Mill Creek, classified for the following use(s): High Quality. Application received: July 18, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for noncoal mining activities.

The outfall(s) listed below require a non-discharge alternative:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001 (Sediment Basin)	Yes

There is no proposed surface discharge from the above listed facilities to the receiving stream due to the implementation of Best Management Practices.

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

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

E4129-012: Seneca Resources Corporation, 51 Zents Boulevard, Brookville, PA 115825, Lewis & McIntyre Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) one 8 inch water line across Long Run (HQ-CWF, MF) and a temporary stream mat crossing impacting 41 linear feet (Trout Run Quadrangle 41°27'53" N 77°01'14" W),

(2) one 8 inch water line across an unnamed tributary to Long Run (HQ-CWF, MF) and a temporary stream mat crossing impacting 2 linear feet (Trout Run Quadrangle 41°27'54" N 77°01'12" W),

(3) one 8 inch water line across Grays Run (HQ-CWF, MF) impacting 47 linear feet (Trout Run Quadrangle 41°27'51" N 77°00'59" W).

The project will result in 90 linear feet of temporary stream impacts from water line crossings. These crossings will accumulate a total of 0.01 acres of watercourse impacts all for the purpose of installing a water line and associated access roads for Marcellus Shale well development.

E5729-014: Chesapeake Appalachia, LLC, 101 N. Main Street, Athens, PA 18810, Elkland Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 2561 square feet of palustrine forested (PFO) wetland adjacent to Elk Creek (EV) (Shunk Quadrangle 41°33'37"N 76°40'41"W),

(2) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across Elk Creek (EV) impacting 26 linear feet (Shunk Quadrangle 41°33'37"N 76°40'40"W),

(3) two 16.0 inch diameter temporary water lines and a 12 foot wide equipment mat impacting 963 square feet of palustrine emergent (PEM) wetland (Shunk Quadrangle 41°33'39"N 76°40'37"W),

(4) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across an unnamed tributary to Elk Creek (EV) impacting 52 linear feet (Shunk Quadrangle 41°33'38"N 76°40'21"W),

(5) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 6342 square feet of a palustrine forested (PFO) wetland (Shunk Quadrangle 41°33'40"N 76°40'13"W),

(6) two 16.0 inch diameter temporary water lines over an existing culvert in an unnamed tributary to Lake Run (EV) impacting 3 linear feet adjacent to Lake Road (Shunk Quadrangle 41°33'49"N 76°40'00"W),

(7) two 16.0 inch diameter temporary water lines over an existing culvert in an unnamed tributary to Lake Run (EV) impacting 2 linear feet adjacent to Lake Road (Shunk Quadrangle 41°33'52"N 76°40'02"W),

(8) two 16.0 inch diameter temporary water lines over an existing culvert in an unnamed tributary to Lake Run (EV) impacting 3 linear feet adjacent to the intersection of Lake Road and North Street (Shunk Quadrangle 41°33'54"N 76°40'03"W),

(9) two 16.0 inch diameter temporary water lines over an existing culvert in Lake Run (EV) impacting 6 linear feet adjacent to North Street (Shunk Quadrangle 41°33'54"N 76°40'03"W),

(10) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 1194 square feet of palustrine emergent (PEM) wetland (Shunk Quadrangle 41°33'52"N 76°39'58"W),

(11) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across an unnamed tributary to Lake Run (EV) impacting 4 linear feet (Shunk Quadrangle 41°33'49"N 76°39'47"W).

The project will result in 96 linear feet of temporary stream impacts and 11060 square feet of temporary wetland impacts from water lines and temporary mat crossings. These crossings will accumulate a total of 0.04 acres of watercourse impacts and 0.25 acres of wetland impacts all for the purpose of installing temporary water lines with associated access roadways for Marcellus well development.

E5929-019: SWEPI LP, 190 Thorn Hill Road, Warrendale, PA 15086, Charleston and Delmar Townships, **Tioga County**, ACOE Baltimore District.

To construct and maintain:

1) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 17 feet of an unnamed tributary to Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'45"N 76°58'47"W);

2) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 5 feet of an unnamed tributary to Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'49"N 76°58'38"W);

3) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 110 feet of Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'53"N 76°58'26"W);

4) a temporary road crossing using a mat bridge and culvert impacting 40 feet of Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'57"N 76°58'27"W);

5) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 10 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'50"N 76°57'38"W);

6) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 16 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'07"N 76°57'47"W);

7) a temporary road crossing using a mat bridge and culvert impacting 11 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'11"N 76°57'40"W);

8) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 16 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'11"N 76°57'52"W);

9) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 8 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'43"N 76°57'23"W);

10) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 4 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'44"N 76°57'15"W);

11) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch

diameter water line impacting 8 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'49"N 76°56'14"W);

12) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 12 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'18"N 76°56'26"W);

13) a temporary road crossing using a mat bridge and culvert impacting 6 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'13"N 76°56'24"W);

14) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 12 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'31"N 76°56'46"W);

15) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 16 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°54'00"N 76°56'16"W);

16) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 882 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'37"N 76°59'01"W);

17) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 36,829 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'43"N 76°58'50"W);

18) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 4,842 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'46"N 76°58'45"W);

19) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 17,849 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Roseville, PA Quadrangle 41°51'48"N 76°58'40"W);

20) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 4,502 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'51"N 76°58'30"W);

21) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 3,024 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Roseville, PA Quadrangle 41°52'04"N 76°58'12"W);

22) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 3,981 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'07"N 76°57'47"W);

23) a temporary road crossing using a mat bridge and culvert impacting 569 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'11"N 76°54'40"W);

24) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch

diameter water line impacting 1,868 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Millerton, PA Quadrangle 41°52'44"N 76°57'16"W);

25) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 2,483 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Millerton, PA Quadrangle 41°52'44"N 76°57'15"W);

26) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 931 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'41"N 76°56'38"W);

27) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 1,718 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'56"N 76°56'47"W);

28) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 245 square feet of a palustrine forested (PFO) wetland (Millerton, PA Quadrangle 41°54'18"N 76°55'37"W);

29) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 1,065 square feet of a palustrine forested (PFO) wetland (Millerton, PA Quadrangle 41°54'18"N 76°55'37"W);

30) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 905 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°54'18"N 76°55'36"W);

The project will result in 710 linear feet of temporary stream impacts, a total of 80,383 square feet (1.85 acres) of temporary wetland impacts, and a total of 1,310 square feet (0.03 acres) of permanent wetland impacts. Streams and wetlands are being crossed all for the purpose of installing a natural gas gathering line, a large spur line, and several short spur lines.

E5929-020: SWEPI LP, 190 Thorn Hill Road, Warrendale, PA 15086, Rutland Township, **Tioga County**, ACOE Baltimore District.

To construct and maintain:

1) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 29 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'46"N 76°59'16"W);

2) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 16 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'48"N 76°59'18"W);

3) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 12 linear feet of an unnamed

tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'49"N 76°59'19"W);

4) a temporary road crossing using 20 foot long, 78 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 43 linear feet of Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'55"N 76°59'25"W);

5) a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 10 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'55"N 76°59'25"W);

6) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 37 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Millerton, NY PA Quadrangle 41°52'39"N 76°59'43"W);

7) a temporary road crossing using 20 foot long, 60 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 19 linear feet of Bailey Creek (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'09"N 77°00'03"W);

8) a temporary road crossing using a 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 11 linear feet of an unnamed tributary to Bailey Creek (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'16"N 77°00'11"W);

9) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 6 linear feet of an unnamed tributary to Hibbard's Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'54"N 77°01'05"W);

10) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 12 linear feet of an unnamed tributary to Hibbard's Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'54"N 77°01'06"W);

11) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 7 linear feet of an unnamed tributary to Hibbard's Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'55"N 77°01'07"W);

12) a temporary road crossing using 20 foot long, 24 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 17 linear feet of Painter Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°54'02"N 77°01'27"W);

13) a temporary road crossing using 20 foot long, 24 inch diameter corrugated metal pipe, a 24 inch diameter

and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 6 linear feet of an unnamed tributary to Painter Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°54'02"N 77°01'27"W);

14) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 8 linear feet of an unnamed tributary to Painter Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°54'05"N 77°01'36"W);

15) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 1,029 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'36"N 76°59'06"W);

16) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 1,453 square feet of a palustrine forested (PFO) wetland (Roseville, PA Quadrangle 41°51'44"N 76°59'14"W);

17) two temporary road crossings using wood mat bridges, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 12,080 square feet of a palustrine forested and scrub-shrub (PFO/PSS) wetland (Roseville, PA Quadrangle 41°51'57"N 76°59'28"W);

18) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 2,359 square feet of a palustrine forested, scrub-shrub, and emergent (PFO/PSS/PEM) wetland (Roseville, PA Quadrangle 41°52'00"N 76°59'31"W);

19) a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 1,111 square feet of a palustrine emergent (PEM) wetland (Millerton, NY PA Quadrangle 41°52'39"N 76°59'44"W);

20) two temporary road crossings using wood mat bridges, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 42,082 square feet of a palustrine scrub-shrub (PSS) wetland (Jackson Summit, PA Quadrangle 41°53'07"N 77°00'00"W);

21) a temporary road crossing using a wood mat bridge impacting 185 square feet of a palustrine emergent and scrub-shrub (PEM/PSS) wetland (Jackson Summit, PA Quadrangle 41°53'10"N 77°00'03"W);

22) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 9,368 square feet of a palustrine forested and scrub-shrub (PFO/PSS) wetland (Jackson Summit, PA Quadrangle 41°53'10"N 77°00'04"W);

23) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter

natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 6,409 square feet of a palustrine forested (PFO) wetland (Jackson Summit, PA Quadrangle 41°53'17"N 77°00'12"W);

24) a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 297 square feet of a palustrine emergent (PEM) wetland (Jackson Summit, PA Quadrangle 41°54'00"N 77°01'22"W);

The project will result in 233 linear feet of temporary stream impacts, 44,704 square feet (1.03 acres) of temporary wetland impacts, and 31,669 square feet (0.727 acres) of permanent wetland impacts all for the purpose of installing natural gas gathering lines, fresh water lines, a fiber optic cable, and associated access roadways.

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

E15-819 Doe Run Limited Partnership, 5000 South Broad Street, West Marlborough Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain an approximately 74-foot long, 16-foot span, 5.02-foot rise Waddell Truss bridge across Doe Run (TSF-MF) to facilitate the crossing of livestock and farm equipment.

The site is located approximately 2040 feet northeast of the intersection Thouron Road and Chatham Road (S.R. 0841) in West Marlborough Township, Chester County (Coatesville PA, USGS Quadrangle N: 5.96 inches; W: 9.94 inches).

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

E21-425: David Gill, Weis Markets, Inc., 1000 South Second Street, Sunbury, PA 17801, in Hampden Township, **Cumberland County**, ACOE Baltimore District

To fill 0.18 acre of Palustrine Emergent (PEM) wetland in the Pine Creek (WWF) Watershed. The project is located on the northeast quadrant of the intersection of Wertzville Road and Valley Road in Hampden Township, Cumberland County (Harrisburg West, PA Quadrangle, N: 6.6 inches, W: 13.6 inches; Latitude: 40°17'11", Longitude: -76°58'21"). The purpose of the project is to construct a new Weis Markets grocery store and related infrastructure. The applicant is required to provide a minimum of 0.18 acre of replacement wetland.

E38-176: Thomas L. Krall, Krall—Dairy Farm, 480 Schaeffer Road, Lebanon, PA 17042, in South Lebanon Township, **Lebanon County**, ACOE Baltimore District

To install and maintain a 6.0-inch diameter outfall structure to an unnamed tributary to Hammer Creek (HQ-CWF, MF) (Latitude: 40°16'59.4", Longitude: -76°21'53.4") located in South Lebanon Township, Lebanon County. The proposed outfall structure is associated with a proposed manure storage area, and the line will function as a footer drain and a leak detection system.

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

E53-443. Pennsylvania Department of Transportation, Engineering District 2-0, 1924 Daisy Street Extension, Clearfield, PA 16830. SR 0872, Section A02 Bridge Replacement over Freeman Run in Portage Township,

Potter County, ACOE Baltimore District (Wharton, PA Quadrangle; Latitude: 41° 36' 02"; Longitude 78° 03' 51").

The applicant proposes to remove the existing bridge structure, construct, operate and maintain a new single span bridge approximately 260 Ft. upstream. The existing structure is a single span steel I-beam bridge with a 52.39 Ft. span, 74° skew, 3.47 Ft. underclearance and a low chord elevation of 1219.84 Ft. The proposed structure is a single span concrete T-beam bridge on integral abutments with a 72.620 Ft. span, 50° skew, 7.56 Ft. underclearance and a low chord elevation of 1221.92 Ft. The proposed bridge structure will be located approximately 260 Ft. upstream to realign the roadway for public safety. The project proposes to temporarily impact 0.06 acres and permanently impact 0.09 acres of wetland. The wetland impacts will be mitigated onsite with 0.13 acres of proposed wetlands. Freeman Run is classified as a High Quality-Cold Water Fishery.

E59-475. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218, Montoursville, PA 17754-0218. S.R. 2022, Section 001, Segment 0110, Offset 0516, Bridge Replacement Project. Putnam Township, **Bradford County**, ACOE Baltimore District (Blossburg, PA Quadrangle N: 41° 44' 41"; W: 76° 04' 33").

PA DOT Engineering District 3-0 proposes to remove the existing single-span concrete slab bridge with reinforced concrete abutments and wing walls. The existing structure has a total clear span from abutment face to abutment face of 14.0' with a normal clear span of 13.2'. The structure is on approximately a 71° skew to the roadway baseline. To construct and maintain a 16.0' clear span precast concrete box culvert with a 4.7' clear height depressed 1' resulting in a minimum underclear of 3.7' and a skew of 55° carrying S.R. 2022 over Wilson Creek. The total estimated stream disturbance is approximately 120' linearly of permanent stream impact. There will be no permanent or temporary wetland impacts. Wilson Creek are classified as Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards. The project will not require mitigation.

Entered in error as E08-475 on 9/20/11

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

E04-338. Chippewa Township Sanitary Authority, 2811 Darlington Road, Beaver Falls, PA 15010, Chippewa Township, **Beaver County**. The applicant proposes to stabilize and maintain approximately 190.0 linear feet of the right bank of North Branch Brady Run (TSF) and to remove two vegetated gravel bars totaling approximately 140.0 linear feet from the channel of said stream for the purpose of protection the existing sewer line and manholes. The project is located 250 feet north of the intersection of Chippewa Park Road and Shenango Road (USGS Midland, PA Quadrangle, N: 22 inches, W: 0.5 inches; Latitude: 40°-45'-10"; Longitude: 80°-22'-30") in Chippewa Township, Beaver County.

E04-308-A1. FirstEnergy Generation Corp., 76 South Main St., Akron, OH 44308, Greene Township, **Beaver County**. The applicant proposes to construct, operate and maintain a coal combustion byproducts disposal facility that will include stream relocations with an impact of 4,192 ft., 1.36 acres of wetland impacts at 12 locations, and 0.37 acres of open water impacts at one location. The proposed structures will be constructed in an UNT to Mill Creek (TSF), Little Blue Run (TSF) and

the Ohio River (WWF). The project is located at the Little Blue Run Disposal Facility near the intersection of SR 168 and US 30 West (Lincoln Highway) (USGS East Liverpool South OH/WV/PA, Hookstown, PA, and East Liverpool North, OH/WV/PA Quadrangles, N: 19.5 inches, W: 0.4 inches; Latitude: 40° 36' 27"; Longitude: 80° 30' 11").

E30-239. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301, Freeport and Morgan Townships, **Greene County**. The applicant proposes to construct and maintain a 25-foot long, 20-foot wide concrete matting piece to cover and protect the exposed 24-inch natural gas pipeline (TL342) in an unnamed tributary to Pennsylvania Fork Dunkard Creek (WWF) located in Freeport Township, Greene County (Hundred WV, PA Quadrangle, N: 19.2 inches; W: 5.2 inches; Latitude: 39° 43' 51"; Longitude: 80° 24' 43"). The construction impacts 70 LF of said stream by cutting stream banks, and placing fill. Secondly, the applicant proposes to construct and maintain a 37-foot long, 20-foot wide concrete matting to cover and protect the exposed 24-inch natural gas pipeline (TL342) in an unnamed tributary to Tenmile Creek (TSF) in Morgan Township, Greene County (Mather, PA Quadrangle, N: 21.6 inches; W: 9.3 inches; Latitude: 39° 59' 38"; Longitude: 80° 03' 59"). The construction impacts 70 LF of said stream by cutting stream banks, and placing fill.

E56-355. PennDOT Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648, Somerset, Brothersvalley, Black and Summit Townships, **Somerset County**. The applicant proposes to construct and maintain:

1. A 48 inch diameter 240 ft. long RCP culvert (Culvert 3) depressed 6 inches in an unnamed tributary to Buffalo Creek (UNT05A-BC; CWF) with a 114 acre drainage area (Murdock, PA Quadrangle, North: 9.9 inches; West: 11.6 inches; Latitude: 39° 54' 32.67"; Longitude: 79° 02' 53.57");

2. A 48 inch diameter 182 ft. long RCP culvert (Culvert 5) depressed 6 inches in an unnamed tributary to Buffalo Creek (UNT05B-BC; CWF) with a 152 acre drainage area (Murdock, PA Quadrangle, North: 10.9 inches; West: 11.9 inches; Latitude: 39° 54' 37.22"; Longitude: 79° 02' 57.31");

3. A 48 inch diameter 218 ft. long RCP culvert (Culvert 7) depressed 6 inches in an unnamed tributary to Buffalo Creek (UNT05-BC; CWF) with a 25 acre drainage area (Murdock, PA Quadrangle, North: 13.2 inches; West: 12.0 inches; Latitude: 39° 55' 2.7"; Longitude: 79° 02' 59.69");

4. A 60 inch diameter 223 ft. long RCP culvert (Culvert 8) depressed 6 inches in Wilson Creek (WWF) with a 118 acre drainage area, and associated upstream relocation of 1,929 feet of Wilson Creek due to construction of Mud Pike Interchange (Murdock, PA Quadrangle, North: 17.7 inches; West: 11.9 inches; Latitude: 39° 55' 54.91"; Longitude: 79° 02' 58.46");

5. A 54 inch diameter 168 ft. long RCP culvert (Culvert 9) depressed 6 inches in an unnamed tributary to Laurel Run (UNT01A-LR; WWF) with a 118 acre drainage area (Murdock, PA Quadrangle, North: 20.2 inches; West: 11.2 inches; Latitude: 39° 56' 24.67"; Longitude: 79° 02' 48.02");

6. A 48 inch diameter 215 ft. long RCP culvert (Culvert 10) depressed 6 inches in an unnamed tributary to Laurel Run (UNT04-LR; WWF) with a drainage area of 103

acres (Murdock, PA Quadrangle, North: 23.6 inches; West: 11.1 inches; Latitude: 39° 57' 3.2"; Longitude: 79° 02' 46.79");

7. A 48 inch diameter 176 ft. long RCP culvert (Culvert 11) depressed 6 inches in an unnamed tributary to Laurel Run (UNT07-LR; WWF) with a 92 acre drainage area (Murdock, PA Quadrangle, North: 24.7 inches; West: 10.9 inches; Latitude: 39° 57' 15.82"; Longitude: 79° 02' 45.54");

8. An 8 ft. wide by 8 ft. high, 296 ft. long box culvert (Culvert 12) depressed 1 ft. in Laurel Run (WWF) with a drainage area of 305 acres (Murdock, PA Quadrangle, North: 26.7 inches; West: 10.8 inches; Latitude: 39° 57' 40.37"; Longitude: 79° 02' 42.46");

9. A 10 ft. wide by 5 ft. high, 166 ft. long box culvert (Culvert 13) depressed 1 ft., and 206 ft. of upstream relocation in a unnamed tributary to Kimberly Run (UNT01-KR; CWF) with a drainage area of 148 acres (Murdock, PA Quadrangle, North: 30.2 inches; West: 10.1 inches; Latitude: 39° 58' 21.35"; Longitude: 79° 02' 30.48");

10. A 10 ft. wide by 7 ft. high, 246 ft. long box culvert (Culvert 14) depressed 1 ft. in a unnamed tributary to Kimberly Run (UNT01-KR; CWF) with a drainage area of 256 acres (Murdock, PA Quadrangle, North: 31.3 inches; West: 10.2 inches; Latitude: 39° 58' 33.17"; Longitude: 79° 02' 34.13");

11. A 72 inch diameter 68 ft. long RCP culvert (Culvert 15) depressed 6 inches in a unnamed tributary to Buffalo Creek (UNT07-BC; CWF) with a 298 acre drainage area, and 1,066 feet of associated stream relocation (Meyersdale, PA Quadrangle, North: 38.1 inches; West: 10.9 inches; Latitude: 39° 52' 20.85"; Longitude: 79° 02' 43.2");

12. Two 45 ft. wide two lane, five span, high level bridges with the northbound structure 523.8 ft. in length and the southbound structure 482.5 ft. in length (Structure 1) over an unnamed tributary to Casselman River (UNT01-CR; CWF) with a 1.59 sq. mi drainage area and a high water clearance of 40.5 ft., and associated 270 ft. of stream relocation (Meyersdale, PA Quadrangle, North: 30.4 inches; West: 10.9 inches; Latitude: 39° 50' 53.45"; Longitude: 79° 02' 30.78");

13. Two 45.4 ft. wide two lane, three span, 714 ft. total length high level bridges (Structure 2) over Swamp Creek (CWF) and an unnamed tributary to Swamp Creek (UNT02-SC; CWF) with a drainage area of 2.63 sq. mi (on Swamp Creek) and a high water clearance of 112 ft. (Meyersdale, PA Quadrangle, North: 35.9 inches; West: 9.0 inches; Latitude: 39° 51' 54.78"; Longitude: 79° 02' 15.79");

14. Two 45.4 ft. wide two lane, five spans, 1100 ft. total length high level bridges (Structure 3) over Buffalo Creek (CWF) with a drainage area of 34.30 sq. mi and a high water clearance of 183 ft., as well as a 130 ft. wide temporary causeway consisting of six - 5 ft. corrugated metal pipes, for construction of Pier 2 (Meyersdale, PA Quadrangle, North: 38.0 inches; West: 10.3 inches; Latitude: 39° 52' 20.51"; Longitude: 79° 02' 34.1");

15. 1531 feet of impact to unnamed tributary to Blue Lick Creek (UNT01-BLC; CWF) with existing drainage area of 145.9 acres, due to construction of Southern Interchange, relocation of Pony Farm Road, and associated stormwater management basin, Basin K-1 (Meyersdale, PA Quadrangle, North: 27.5 inches; West: 9.2 inches; Latitude: 39° 50' 18.53"; Longitude: 79° 02' 19.37");

16. 614 feet of impact to unnamed tributary to Blue Lick Creek (UNT01A-BLC; CWF) with existing drainage area of 22.0 acres, due to construction of stormwater management basin, Basin K-1 at the Southern Interchange (Meyersdale, PA Quadrangle, North: 27.5 inches; West: 9.5 inches; Latitude: 39° 50' 18.84"; Longitude: 79° 02' 23.79");

17. 1,161 feet of impact to unnamed tributaries to Swamp Creek (UNT01A-SC, UNT01A1-SC, UNT01B-SC, UNT01C-SC, UNT01D-SC, and UNT03-SC; CWF) due to cut and fill of hillslope along proposed SR 6219 mainline (Meyersdale, PA Quadrangle, North: 32.8 inches; West: 9.6 inches; Latitude: 39° 51' 20.41"; Longitude: 79° 02' 24.89");

18. 592 feet of enclosure of unnamed tributary to Buffalo Creek (UNT01-BC; CWF) with existing drainage area of 66.2 acres, in stormwater management system piping and outletted to Buffalo Creek (Meyersdale, PA Quadrangle, North: 37.4 inches; West: 11.2 inches; Latitude: 39° 52' 13.94"; Longitude: 79° 02' 48.59");

19. 49 feet of relocation and 1,118 feet of impact of unnamed tributary to Buffalo Creek (UNT02-BC; CWF) with existing drainage area of 21.2 acres, due to relocation to stormwater management Basin K-5 and enclosure in stormwater management system piping from Basin outlet until outlet at Buffalo Creek (Meyersdale, PA Quadrangle, North: 37.6 inches; West: 10.2 inches; Latitude: 39° 52' 15.25"; Longitude: 79° 02' 33.01");

20. Replacement of existing 18 inch, 40 foot long culvert with a 48 inch, 52 foot long culvert with existing drainage area of 6.2 acres in unnamed tributary to Buffalo Creek (UNT09-BC; CWF) (Murdock, PA Quadrangle, North: 0.0 inches; West: 10.0 inches; Latitude: 39° 52' 30.18"; Longitude: 79° 02' 26.35");

21. 518 feet of impact (171 feet direct impact and 410 feet due to loss of perennial flow) to an unnamed tributary to Laurel Run (UNT01-LR; WWF) with an existing drainage area of 52.5 acres due construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 20.7 inches; West: 11.1 inches; Latitude: 39° 56' 29.24"; Longitude: 79° 02' 47.8");

22. 17,964 ft. of stream impacts to be mitigated on and off site; on site mitigation will include 6,374 ft. of relocations as well as additional stream enhancements on various stream channels;

23. Fill in 1.98 acres of Wetland W09 (PEM/PSS 80/20), Wetland W10 (PEM), and Wetland W11 (PEM/PSS 80/20) due to construction of Southern Interchange ramp and associated stormwater management basin, Basin K-1 (Meyersdale, PA Quadrangle, North: 27.2 inches; West: 9.9 inches; Latitude: 39° 50' 13.75"; Longitude: 79° 02' 26.35");

24. Fill in 0.87 acres of Wetland R (PEM/PFO/PSS 50/30/20) due to construction of SR 6219 mainline and Mud Pike interchange (Murdock, PA Quadrangle, North: 17.5 inches; West: 11.9 inches; Latitude: 39° 55' 52.88"; Longitude: 79° 02' 59.44");

25. Fill in 1.17 acres of Wetland NA (PEM/POW 70/30) due to construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 20.2 inches; West: 11.2 inches; Latitude: 39° 56' 23.2"; Longitude: 79° 02' 49.02");

26. Impacts to 2.08 acres of Wetland N1 (PSS) due to cut and hydrology loss associated with construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 20.9 inches; West: 11.2 inches; Latitude: 39° 56' 32.51"; Longitude: 79° 02' 48.31");

27. Impacts to 1.38 acres of Wetland L (PEM) due to cut associated with construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 23.1 inches; West: 11.0 inches; Latitude: 39° 56' 57.34"; Longitude: 79° 02' 46.84");

28. Fill in 0.86 acres of Wetland J (PEM) due to construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 24.9 inches; West: 10.9 inches; Latitude: 39° 57' 18.4"; Longitude: 79° 02' 45.21");

29. Fill in 1.05 acres of Wetland F (PFO/PEM 60/40) due to construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 27.2 inches; West: 10.7 inches; Latitude: 39° 57' 44.73"; Longitude: 79° 02' 42.49");

30. Impacts to 3.25 acres of an existing wetland replacement system (considered a complete loss) consisting of Wetlands W30 (PEM/PSS 75/25), FA (PEM/PSS/POW 40/30/30), FB (PEM/PSS/POW 40/30/30), and FC (PEM/PSS/POW 40/30/30) due to construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 27.3 inches; West: 10.7 inches; Latitude: 39° 57' 47.28"; Longitude: 79° 02' 40.73");

31. Fill in 2.09 acres of Wetland WA01 (PFO) due to construction of SR 6219 mainline (Murdock, PA Quadrangle, North: 30.2 inches; West: 9.9 inches; Latitude: 39° 58' 19.19"; Longitude: 79° 02' 30.23");

32. Fill (or cut impacts) in an additional 3.90 acres of PEM, PSS, PFO, POW wetlands due to construction of SR 6219 mainline and associated roadway/intersection improvements;

33. A total of 18.63 acres of wetland impacts to be mitigated off and on site; 12.65 acres of PEM/PSS/PFO habitat will be created on site at the Airesman property (6.27 PEM 100%, 4.78 acres PEM/PFO, and 1.6 acres PEM/PSS) (Murdock, PA Quadrangle, North: 23.8 inches; West: 11.7 inches; Latitude: 39° 57' 04.77"; Longitude: 79° 02' 55.73").

In addition, there are associated temporary crossings, temporary stream diversions, floodplain impacts and stormwater outfalls for the purpose of completing the 11 mile long SR 6219 four lane road section from 1.5 mile southeast of Somerset to 1 mile north of Meyersdale (Murdock, PA Quadrangle, North: 19.7 inches; West: 6.0 inches; Latitude: 39° 59' 01"; Longitude: 79° 2' 31"; extending south to Meyersdale, PA Quadrangle, North: 15.7 inches; West: 5.5 inches; Latitude: 39° 50' 8.8"; Longitude: 79° 2' 25.2") in Somerset, Summit, Black and Brothersvalley Townships, Somerset County, PA.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND 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

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

<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>
PA0055671 (Sewage)	Berwick Place STP E Mt Kirk Road Worcester, PA 19490-0767	Montgomery County Worcester Township	Unnamed Tributary to Skippack Creek (3-E)	Y

In the final permit Phosphorus limit is adjusted based on plant performance at an existing load as follows:

<i>Average Month</i>	<i>Mass Units (lbs/Day)</i>		<i>Concentrations (mg/l)</i>		<i>Parameter</i>
	<i>Daily Maximum</i>	<i>Average Month</i>	<i>Daily Maximum</i>	<i>Inst. Maximum</i>	
Phosphorus as P	0.7	xxxx	1.5	Report	3.0

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>
PA0034088 (Sewage)	UMH of PA, Inc. Oakwood Lake Village MHP 29 Oakwood Lane Tunkhannock, PA 18657	Wyoming County Tunkhannock Township	Swale Brook Cold Water Fishes (4-F)	Y

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 ?
PA0032093 (SEW)	PA DCNR—Shawnee State Park 132 State Park Road Schellsburg, PA 15559-7300	Bedford County / Napier Township	Shawnee Branch / 11-C	Y
PA0248746 (CAFO)	Leon Snyder 230 Poplar Road Fleetwood, PA 19522 Country View Family Farms, LLC 1301 Fulling Mill Road, Suite 3000 Middletown, PA 17057	Franklin County Fannett Township	UNT of Doylestown Creek / 12-B	Y

****Renewal individuals

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 ?
PA0221317 (Sewage)	Allegheny Clarion Valley Development Corporation PO Box 311 Foxburg, PA 16036	Butler County Allegheny Township	Unnamed tributary to Little Scrubgrass Creek	Y
PA0223115 (Sewage)	COMOR, Inc. 23697 Highway 322 Cochranton, PA 16314	East Fairfield Township Crawford County	Unnamed tributary to French Creek	Y
PA0263851 (Sewage)	Keating Township PO Box 103 East Smethport, PA 16730	McKean County Keating Township	Kinzua Creek 16-B	Y
PA0093360 (Sewage Renewal)	Robert C. Sechan d/b/a Lake Arthur Estates 2925 New Castle Rd Portersville, PA 16051	Butler County Muddy Creek Township	Dry/intermittent tributary to Muddy Creek 20-C	Y
PA0026271 (Sewage Renewal)	Meadville Area Sewer Authority 1320 Park Avenue Meadville, PA 16335	Crawford County Meadville City	French Creek 16-D	N

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

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

NPDES Permit No. PA0034487, SW, Meenan Oil Company, Inc., 113 Main Street, Tullytown, PA 19007.

This proposed facility is located in Tullytown Borough, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated stormwater from a facility known as Meenan Oil Company IWTP to an Unnamed Tributary to the Delaware River in Watershed 2E.

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

NPDES Permit No. PA0024902, Sewage, Upper Allen Township Cumberland County, 100 Gettysburg Pike, Mechanicsburg, PA 17055-5604, Upper Allen Township, **Cumberland County**.

The following notice reflects changes to the notice published in the April 16, 2011 edition of the *Pennsylvania Bulletin* adding instantaneous maximum limits:

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

NPDES Permit No. PA0024384, Amendment No. 2, Sewage, **North Middleton Authority**, 240 Clearwater Drive, Carlisle, PA 17013-1185.

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

Description of Proposed Action/Activity: Authorization to discharge to Watershed 7-B.

NPDES Permit No. PA0261670, Sewage, **Fredericksburg Sewer & Water Authority**, PO Box 161, Fredericksburg, PA 17026.

This proposed facility is located in Bethel Township, **Lebanon County**.

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

NPDES Permit No. PAS113502, Storm Water, **Juan Lopez, GE Inspection Technologies, LP**, 50 Industrial Park Road, Lewistown, PA 17044.

This proposed facility is located in Granville Township, **Mifflin County**.

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

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

NPDES Permit No. PA0228214 T-1, SIC Code 2086, **The Coca-Cola Company**, 217 Aquapenn Drive, Howard, PA 16841.

This existing facility is located in Boggs Township, **Centre County**.

Description of Existing Action/Activity: The permit was transferred to reflect the change of ownership. The industrial activities of the facility remain unchanged.

NPDES Permit No. PA0228214 T-1, SIC Code 2086, **The Coca-Cola Company**, 217 Aquapenn Drive, Howard, PA 16841.

This existing facility is located in Boggs Township, **Centre County**.

Description of Existing Action/Activity: The permit was transferred to reflect the change of ownership. The industrial activities of the facility remain unchanged.

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

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

WQM Permit No. 5809402 SIC Code 4952, Forest City Borough, 535 Main Street, Forest City, PA 18421.

This proposed facility is located in Forest City Borough, **Susquehanna County**.

Description of Proposed Action/Activity: Issuance of a Water Quality Management Part II permit for the construction of a Borough wide sanitary sewer replacement project.

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

WQM Permit No. 2803407, Transfer #2, Sewerage, **Mercersburg Sewer Authority**, 113 South Main Street, Mercersburg, PA 17236.

This proposed facility is located in Mercersburg Borough, Peters Township, **Franklin County**.

Description of Proposed Action/Activity: Transfer of the Findley Park Subdivision Pump Station & Sewer System to the Authority.

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

WQM Permit No. 0277205-A2, Industrial Waste, **US Steel Corp.**, Mon Vly Works, Irvin Plt., PO Box 878, Dravosburg, PA 15034-10878

This existing facility is located in West Mifflin Borough, **Allegheny County**

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a side stream filter for non-contact cooling waters with filter backwash.

WQM Permit No. 0277205-A2, Industrial Waste, **US Steel Corp.**, Mon Vly Works, Irvin Plt., PO Box 878, Dravosburg, PA 15034-10878

This existing facility is located in West Mifflin Borough, **Allegheny County**

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a side stream filter for non-contact cooling waters with filter backwash.

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

WQM Permit No. WQG018817, Sewage, **Brian and Shirley Gowetski**, 11257 North Watson Run Road, Conneaut Lake, PA 16316.

This proposed facility is located in Vernon Township, **Crawford County**.

Description of Proposed Action/Activity: Issuance of a new permit for a Single Residence Sewage Treatment Plant.

IV. NPDES Stormwater Discharges from MS4 Permit Actions**V. NPDES Waiver Stormwater Discharges from MS4 Actions****VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1504083-R	Heritage-Brandywine Hill, LP 865 Easton Road, Ste 250 Warrington, PA 18976	Bucks	Wallace Township	East Branch Brandywine Creek (HQ-TSF-MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023508006(2)	Scranton Lackawanna Industrial Building Company P. O. Box 431 Scranton, PA 18503	Lackawanna	Archbald Borough	Lackawanna River, HQ-CWF, MF
PAI023905002(1)	Woodbridge Golf Club, Inc. P. O. Box 149 440 Albright Road Kutztown, PA 19530	Lehigh and Berks	Weisenberg Township Maxatawny Township	Schaefer Run, HQ-CWF, MF

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>
Warminster Township Bucks County	PAG0200 090685-1	Christ's Home, Inc. 800 North York Road Warminster, PA 18974	Unnamed Tributary Little Neshaminy Creek (MMF-WF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

NOTICES

5795

<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>
Falls Township Bucks County	PAG0200 0911036	John Feher 46 Wild Rose Lane Levittown, PA 19054	Delaware River South (MMF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Bucks County	PAG0200 0910048	Matrix Middletown Lane, LP Forsgate Drive, CN 4000 Cranbury, NJ 08512	Mill Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bensalem Township Bucks County	PAG0200 0911049	Aqua Pennsylvania 762 West Lancaster Avenue Bryn Mawr, PA 19010	Poquessing Creek (MF_WF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warwick Township Bucks County	PAG0200 0911034	The Cutler Group, Inc. 5 Apollo Road, Suite One Plymouth Meeting, PA 19462	Tributary Neshaminy Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bristol Township Bucks County	PAG0200 0910057	Rite Aid Corporation 877 Kings Highway, Suite 00 West Deptford, NJ 08096	Queen Ann/UNT Mill Creek (WWF-WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511121	Temple University Office of Facilities Management 1009 West Montgomery Avenue Philadelphia, PA 19122	Delaware Direct (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
North Whitehall Township, Lehigh County	PAG02003906022 (R)	Leonard Nuss Nuss Enterprises, Inc. 2632 Old Post Road Coplay, PA 18037	Coplay Creek, CWF, MF	Lehigh County Cons. Dist. 610-391-9583
Straban Township Adam County	PAG02000111013	Kenneth J. Adams 470 Fleshman Mill Road New Oxford, PA 17350	Swift Run, Conewago Creek/WWF	Adams Co Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717-334-0636
Monroe Township Cumberland Co.	PAG02002105057R	John A. Kerschner Eastern Communities, LTD The Meadows of Ashcombe 7300 Derry Street Harrisburg, PA 17111	Yellow Breeches Creek/CWF	Cumberland Co Conservation Dist 310 Allen Road, Suite 301 Carlisle PA 17013 717-240-7812
Lower Paxton Township Dauphin County	PAG02002206033R	DJH Victoria Abbey Associates LP 2151 Linglestown Rd Harrisburg, PA 17110	Paxton Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717-921-8100

<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>
Derry Township Dauphin County	PAG02002211016	David Hogg Central PA Equities 13, LLC 146 Pine Grove Circle, Suite 200 York, PA 17403	Spring Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717-921-8100
Wayne Township Dauphin County	PAG02002205070R	Bruce A Snyder 78C River Rd Halifax, PA 17032	Powell Creek/TSF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717-921-8100
Columbia Boro. Lancaster County	PAG02003611067	Columbia Water Company 220 Locust Street Columbia, PA 17512	Susquehanna River/WWF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5
Columbia Boro. Lancaster County	PAG02003611068	Columbia Water Company 220 Locust Street Columbia, PA 17512	UNT Susquehanna River/WWF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5
Upper Leacock Township Lancaster County	PAG02003611070	Ephraim S. Stoltzfus 339 Monterey Road Bird In Hand, PA 17566	UNT Mill Creek/WWF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5
Manheim Twp. Lancaster County	PAG02003611076	Lancaster Area Sewer Authority 130 Centerville Road Lancaster, PA 17602	Landis Run/WWF; MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5
Clay Township Lancaster County	PAG02003611082	Jere L. Bollinger 805A S Fairview Road Lititz, PA 17543	UNT Middle Creek/WWF; MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5
Pequea Township Lancaster County	PAG02003611084	Dean A. Landis 11 Budview Drive Willow Street, PA 17584	Goods Run/WWF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5

NOTICES

5797

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Ephrata Borough
and Ephrata Twp.
Lancaster County

PAG02003611085

Troy Minnich
222 North Reading Road
Ephrata, PA 17522

Cocalico
Creek/WWF

Lancaster Co
Conservation
District
1383 Arcadia Road,
Room 200
Lancaster PA 17601
717-299-5361, Ext. 5

Northcentral Region: Watershed Management Program Manager, 208 W Third Street, Williamsport, Pa 17701

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Mahoning Township
Montour County

PAG02004711006

Geisinger System Services
100 N Academy Ave
Danville PA 17822

Sechler Run CWF,
MF

Montour County
Conservation
District
112 Woodbine Ln
Ste 2
Danville PA 17821
Phone: (570)
271-1140

Covington Township
Tioga County

PAG02005911014

Shawn McCoy
307 Fairfield Rd
Montoursville PA 17754

Tioga River CWF

Tioga County
Conservation
District
50 Plaza Ln
Wellsboro PA 16901
(570) 724-1801
Ext. 5

Buffalo Township
Union County

PAG02006011004

Buffalo Valley Produce Auction
Inc
22 Violet Rd
Mifflinburg PA 17844

Turtle Creek WWF,
MF

Union County
Conservation
District
Union County
Government Center
155 N 15th St
Lewisburg PA 17837
(570) 524-3860

White Deer
Township
Union County

PAG02006011006

Broc Troxell
250 Showers Rd
New Columbia PA 17856

West Branch of
Susquehanna River
WWF, MF

Union County
Conservation
District
Union County
Government Center
155 N 15th St
Lewisburg PA 17837
(570) 524-3860

West Buffalo
Township
Union County

PAG02006011007

John Martin
457 Martin Dr
Mifflinburg PA 17844

Buffalo Creek CWF,
MF

Union County
Conservation
District
Union County
Government Center
155 N 15th St
Lewisburg PA 17837
(570) 524-3860

Buffalo Township
Union County

PAG02006011008

Curvin Oberholtzer
2064 Strickler Rd
Mifflinburg PA 17844

Beaver Run CWF,
MF

Union County
Conservation
District
Union County
Government Center
155 N 15th St
Lewisburg PA 17837
(570) 524-3860

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

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Beaver County Hopewell Township	PAG02000411002	James J. Klein Jr., Cornerstone Christian Fellowship 1234 Division Ave Crescent, PA 15046	UNT's to Boggs Run & Raredon Run (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15931 (724) 378-1701
Fayette County Georges Township	PAG02002611007	David Dale United States Army Corp of Engineers 600 Martin Luther King, Jr. Place Louisville, KY 40202	Georges Creek (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456 (724) 438-4497
Fayette County Springhill Township	PAG02002611008	Cobenn Bolden R.E., LLC 19139 Garrett Highway Oakland, MD 21531	UNT to Grassy Run (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456 (724) 438-4497
Greene County Franklin Township	PAG02003011008	County of Greene 93 E. High Street Waynesburg, PA 15370	Tributaries to South Fork Tenmile Creek (WWF)	Greene County CD 19 South Washington Street Waynesburg, PA 15370 (724) 852-5278
Somerset County Somerset Township	PAG02005610008	Pennsylvania Turnpike Commission 700 South Eisenhower Blvd. Middletown, PA 17057	Kimberly Run to Coxes Creek (CWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15501 (814) 445-4352
Washington County Chartiers Township	PAG2006311029	MPG Hospitality 101 Gosai Drive Bentleyville, PA 15314	Chartiers Creek (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301 (724) 228-6774
Washington County Cecil Township	PAG0206311024	Cecil Township 3599 Millers Run Road Cecil, PA 15321	McPherson Creek/Chartiers Creek (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301 (724) 228-6774
Toby Township Clarion County	PAG02 0016 11 004	Rimersburg Municipal Authority PO Box 156 104 Acme Street Rimersburg PA 16248	UNT Cherry Run	Clarion Conservation District 814-297-7813
City of Erie Erie County	PAG02 0025 11 027	Erie Insurance Exchange 100 Erie Insurance Place Erie PA 16530	Presque Isle Bay / Lake Erie WWF; MF	Erie Conservation District 814-825-6403
Pine Township Mercer County	PAG02 0043 11 008	PA Dept of Transportation District 1-0 255 Elm Street Oil City PA 16301	Barmore Run CWF	Mercer Conservation District 724-662-2242

NOTICES

5799

*General Permit Type—PAG-3**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>
Berks County / Muhlenberg Township	PAR703525	Steve Clark Ergon Asphalt & Emulsions Inc. PO Box 23028 Jackson, MS 39225	Laurel Run / WWF / 3-C	DEP—SCRO— Water Management 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County / West Donegal Township	PAR123554	Wenger's Feed Mill, Inc.— Wenger's Egg Marketing Service / Garage / Soybean Processing Plant 101 West Harrisburg Avenue, PO Box 26 Rheems, PA 17570-0026	UNT Donegal Creek / CWF / 7-G	DEP—SCRO— Water Management 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Dauphin County / Lower Swatara Township	PAR803571	FedEx Freight, Inc. (NHS) 2200 Forward Drive, DC: 2219 Harrison, AR 72601	Swatara Creek / WWF / 7-D	DEP—SCRO— Water Management 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County / Mount Joy Borough	PAR123567	Cargill Cocoa & Chocolate— Mount Joy Facility 200 Chocolate Avenue Mount Joy, PA 17552	Little Chiques Creek / TSF / 7-G	DEP—SCRO— Water Management 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Boggs Township Centre County	PAR234815 A-1	The Coca-Cola Company 217 Aquapenn Drive Howard, PA 16841	Bald Eagle Creek—9-C	DEP Northcentral Regional Office Water Management 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
City of Beaver Falls Beaver County	PAR216175	McDanel Advanced Ceramic Technologies, LLC 510 Ninth Avenue Beaver Falls, PA 15010-4700	Walnut Bottom Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Fawn Township Allegheny County	PAR606214	ECO Auto Salvage 3175 Bull Creek Road Tarentum, PA 15084	Bull Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

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

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>
Greenville Borough Mercer County	PAR608338	Frank Crash Auto Wrecking Mercer Road 480 Mercer Road Greenville, PA 16125	Unnamed tributary to Shenango River 20-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Jackson Township Butler County	PAR708315	IA Construction Corp. 158 Lindsay Road Zelienople, PA 16063	Unnamed tributary to Likens Run 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
City of New Castle Lawrence County	PAR208362	New Castle Industries, Inc. 1399 Countyline Road New Castle, PA 16101	Shenango River 20-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

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>
Lower Providence Township Montgomery County	PAG040160	Daniel J Small 157 Tyson Mill Road Collegeville, PA 19426	Perkiomen Creek—3-E	Southeast Region Water Management 484-250-5970

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

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>
Vernon Township Crawford County	PAG041052	Brian and Shirley Gowetski 11257 North Watson Road Conneaut Lake, PA 16316	Unnamed tributary to Watson Run 16-D	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-8

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Snyder Township Blair County	PAG-08-3608	Borough of Tyrone 1100 Logan Ave. Tyrone, PA 16686	Tyrone Wastewater Treatment Plant 735 Birmingham Pike Tyrone, PA 16686	DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

STATE CONSERVATION COMMISSION NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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>
Laverne Rohrer 118 Bentz Mill Road East Berlin PA 17316	York	2	310.63	Turkey	NA	Approved
Snider Swine Operation Tyler Snider 22357 Mountain Foot Road Neelyton, PA 17239	Huntingdon	82.5 acres owned for manure application	382.77 AEU's 4.64 AEU's/ac	Swine Beef	Not Applicable	Approved

PUBLIC WATER SUPPLY 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 (35 P. S. §§ 721.1—721.17).

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

Permit No. 5211506, Major Amendment.

Applicant	Aqua Pennsylvania, Inc. Fawn Lake Water System 1775 N. Main Street Honesdale, PA. 18431
[Township or Borough]	Lackawanna Township, Pike County
Responsible Official	Roswell S. McMullen Manager, Projects and Development 1775 North Main Street Honesdale, PA. 18431
Type of Facility	Public Water Supply
Consulting Engineer	Mr. Douglas Berg, PE. 4 South, 4th Street PO Box 32 Reading, PA. 19603-0032
Permit Issued Date	October 3, 2011
Description of Action	This project provides for the addition of a corrosion inhibitor at wells 2, 3, 4 & 5 of the Fawn Lake System. New chem feed pumps will be installed for the addition of Shannon SLI 5230 for General Corrosion Control purposes.

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

Operations Permit issued to: **Dutch Mobile Home Park**, 7360038, West Earl Township, **Lancaster County** on 10/7/2011 for the operation of facilities submitted under Application No. 3611540 MA.

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

Permit No. MA (1984501)—Operation Public Water Supply.

Applicant	PA American Water Company
[Township or Borough]	Briar Creek Township
County	Columbia
Responsible Official	Mr. Scott Thomas Pennsylvania American Water Company 800 West Hershey Park Drive Hershey, PA 17033
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit Issued	October 12, 2011
Description of Action	Operation of Glenbrook Tank #1.

Permit No. MA (1989503-T3)—Construction Public Water Supply.

Applicant	Brookside Village MHP
[Township or Borough]	North Centre Township
County	Columbia
Responsible Official	Jeffrey V. Yorick, P.E. Vice President—Engineering UMH of PA, Inc. 1275 Forman Drive Morgantown, PA 26508
Type of Facility	Public Water Supply
Consulting Engineer	David M. Swisher, P.E. HRG, Inc. 474 Windmere Drive State College, PA 16801
Permit Issued	October 12, 2011
Description of Action	Install a 24" contact pipe to Well Nos. 1 & 2 and relocating Entry Point 103 to downstream of the contact pipe to achieve 4-log removal of viruses.

Permit No. MA (1989501-T3)—Construction Public Water Supply.

Applicant	Pleasant View Estates
[Township or Borough]	South Centre Township
County	Columbia
Responsible Official	Jeffrey V. Yorick, P.E. Vice President—Engineering UMH of PA, Inc. 1275 Forman Drive Morgantown, PA 26508
Type of Facility	Public Water Supply

Consulting Engineer	David M. Swisher, P.E. HRG, Inc. 474 Windmere Drive State College, PA 16801
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Permit Issued	October 12, 2011
Description of Action	Installation of contact pipes at Entry Points 101, 102 & 103 and to relocate the 3-Entry Point sampling locations to allow for the achievement of 4-log removal of viruses at each point of entry.

Permit No. Minor Amendment—Construction Public Water Supply.

Applicant	Black Hawk Mobile Home Park
[Township or Borough]	Potter Township
County	Centre
Responsible Official	Ms. Leanne Heller GSP Management Company P. O. Box 677 Morgantown, PA 19543
Type of Facility	Public Water Supply
Consulting Engineer	James Cieri, Sr., P.E. ACT ONE Consultants, Inc. 200 S. 41st Street, Suite A Harrisburg, PA 17111

Permit Issued	October 14, 2011
Description of Action	Installation of two additional 220-gallon detention tanks to provide 4-log inactivation of viruses at Wellhouse No. 1 and verifies 4-log inactivation of viruses with the existing Wellhouse No. 2 treatment system.

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

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) Monongahela Borough, Washington County on October 13, 2011 for the operation of facilities approved under Construction Permit # 0208517MA.

Permit No. 1111504MA, Minor Amendment. Public Water Supply.

Applicant	Portage Borough Municipal Authority , 606 Cambria Street, Portage, PA 15946
[Borough or Township]	Portage Township
County	Cambria
Type of Facility	Water system
Consulting Engineer	The EADS Group, Inc., 450 Aberdeen Drive, Somerset, PA 15501
Permit to Construct Issued	October 17, 2011

Permit No. 0410505GWR, Minor Amendment. Public Water Supply.

Applicant **Creswell Heights Joint Authority**,
3961 Jordan Street,
South Heights, PA 15081

[Borough or Township] South Heights Borough; Crescent Heights and Hopewell Townships

County **Beaver**

Type of Facility Water system

Consulting Engineer Rabosky & Associates, Inc.,
104 Wynview Drive,
Moon Township, PA 15108

Permit to Operate Issued October 17, 2011

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

Permit No. 6211501 Public Water Supply

Applicant **Youngsville Borough**

Township or Borough Youngsville Borough

County **Warren**

Type of Facility Public Water Supply

Consulting Engineer Clayton J. Fails, P.E.
Hill Engineering, Inc.
8 Gibson Street
North East, PA 16428

Permit to Construct Issued October 12, 2011

Permit No. 2490501-MA3 Public Water Supply

Applicant **Johnsonburg Municipal Authority**

Township or Borough Johnsonburg Borough

County **Elk**

Type of Facility Public Water Supply

Consulting Engineer Daniel B. Guss, P.E.
Uni-Tec Consulting Engineers,
Inc.
2007 Cato Avenue
State College, PA 16801

Permit to Construct Issued October 13, 2011

Operations Permit issued to **Southwest Warren County Municipal Authority**, PWSID # 6620032, Deerfield Township, **Warren County**. Permit Number 6279501-MA2 issued October 13, 2011 for the entry point chlorine residual designation. This permit is issued in response to the chlorine degradation study submitted by your consultant on September 15, 2011.

Operations Permit issued to **Saegertown Borough**, PWSID # 6200043, Saegertown Borough, **Crawford County**. Permit Number 2009507 issued October 13, 2011 for the operation of Saegertown Borough's new sources (Well No. 6 and Well No. 7), the associated disinfection facilities and polyphosphate sequestration for Well No. 7. This permit is issued in response to an operation inspection conducted by Department personnel on September 22, 2011.

Operations Permit issued to **Edinboro Mobile Home Village South**, PWSID # 6250018, Washington Township, **Erie County**. Permit Number 2588516-MA1,

issued October 14, 2011 for the operation of 4-Log treatment of viruses for Entry Point 100. This action is taken under the requirements of the Groundwater Rule.

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

Public Notice of Proposed Consent Order and Agreement

Bottle House Site City of Allentown, Lehigh County

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P. L. 756, No. 108, 35 P. S. §§ 6020.101—6020.1305 (HSCA), notice is hereby provided that the Pennsylvania Department of Environmental Protection (Department) has entered into a de minimus settlement in the form of a Consent Order and Agreement (CO&A) with Obron Atlantic Corporation. The CO&A addresses the investigation and removal of hazardous substances that were left on the Bottle House Site (Site) by the Settlor. The Settlor will reimburse the Department their portion of the costs incurred to perform the site investigation/response activities at the Site.

The Site is located at 401-451 North Front Street, Allentown, Lehigh County and consists of a large three-story brick building that was the former bottling house for the Neuweiler Brewery. Brewery operations ceased at this site in the late 1960s. The Site then became an industrial property being utilized as a warehouse and manufacturing facility, which is bordered on three sides by family residences, and by a community recreational area on the fourth side. The operations resulted in large quantities of hazardous substances and or contaminants being stored in the building. The Department alleges that the Settlor sent nominal amounts of hazardous substances and/or contaminants to the Site. The Department initiated a prompt interim response action under the HSCA on September 27, 1999. The objective of this prompt interim response action was to eliminate the immediate threat to human health and safety and the environment posed by the hazardous substances and/or contaminants that were present on the site. The response was completed on April 28, 2000, at a cost of \$1,563,183.46.

The settlement proposed in the CO&A referenced above would resolve certain potential claims of the Department solely against the Settlor, for future enforcement and reimbursement of response costs incurred by the Department in addressing the release or threat of release of hazardous substances at the Site. The claims originated under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305). The proposed settlement would require the Settlor to pay the Department the sum of \$10,068.70 for their portion of the response costs.

The specific terms of the settlement are set forth in the CO&A between the Department and the Settlor, which is available for public review and comment. The Department will receive and consider comments relating to the CO&A for sixty (60) days from the date of this Public Notice. The Department has the right to withdraw its consent to the CO&A if the comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper, or not in the public interest. After the public comment period, the Department's settlement with the Settlor shall be effective upon the date that the Department notifies the Settlor, in

writing, that the CO&A is final and effective in its present form, and that the Department has filed a response to significant written comments to the CO&A, or that no such comments were received.

Copies of the CO&A are available for inspection at the Department's Northeast Regional Office. Comments may be submitted, in writing, to Joseph Iannuzzo, Department of Environmental Protection, Hazardous Sites Cleanup, 2 Public Square, Wilkes-Barre, PA 18711. Further information may be obtained by contacting Joseph Iannuzzo, at 570-826-2511. TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

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:

Northeast Region: Eric Supey, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Bethlehem Commerce Center-Laubach Yard, Bethlehem City, Northampton County. Kenneth G.

Robbins, HDR Engineering, 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015-2165 has submitted a combined Remedial Investigation Report/Cleanup Plan (on behalf of his client, Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015-2164), concerning the remediation of soil found to have been impacted by VOCs, Semi-VOCs and Inorganic constituents as a result of historical operations at the former Bethlehem Steel Plant. The report was submitted in partial fulfillment of the Site-Specific Standard. A public notice regarding the submission of the Cleanup Plan was published in *The Express Times* on March 22, 2011.

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:

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

Palmer Property, 188 Spring Box Lane, Lake Township, **Wayne County**. Richard D. Trimpi and Janine Jacobs, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 submitted a Final Report (on behalf of their client Patrick Palmer, 610 King Road, Royersford, PA 19468), concerning the remediation of soil, groundwater, and surface water found to have been impacted by No. 2 fuel oil as a result of a release from a fuel oil line of an aboveground storage tank, which was damaged during an act of vandalism. The report documented attainment of the Residential Statewide Health Standard for soil, groundwater, and surface water and was approved on October 5, 2011.

Eureka Stone Quarry—Pocono Sand Plant, 2443 Bush Lane, Hamilton Township, **Monroe County**. David Everitt and Mark Ellis, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 submitted a Final Report (on behalf of their client, Eureka Stone Quarry, Inc., P. O. Box 249, Chalfont, PA 18914-0249), concerning the remediation of soil found to have been impacted by diesel fuel as a result of a release during the filling of a 8,000-gallon aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on October 5, 2011. The report was originally submitted within 90 days of the release.

Freeman Property, Lot 5E-6E East Shore Drive, Crescent Lake, Auburn Township, **Susquehanna County**. Dawn Washo, Resource Environmental Management, Inc., 36 Taylor Lane, Montrose, PA 18801 submitted a Final Report (on behalf of her client, William Freeman, 1256 Horsham Road, Ambler, PA 19002-1008), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from an aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on October 5, 2011.

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

Northcrest Acres Mobile Home Park (Rhoades Residence), 130 Northcrest Acres, Lebanon, PA 17046, North Lebanon Township, **Lebanon County**. Patriot Environmental Management, LLC, P. O. Box 629, Douglassville, PA 19518, on behalf of Lebanon Valley Homes, 1341 East Main Street, Palmyra, PA 17078 and Leffler Energy, PO Box 302, Mount Joy, PA 17552, submitted a Final Report concerning remediation of site soils contaminated with heating oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on October 11, 2011.

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

Mark Cromley Excavating Accident, I-180 MM6W, Delaware Township, **Northumberland County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, PA 17857 on behalf of Mark Cromley Excavating, 69 Campbell Mill Road, Lewisburg, PA 17837 has submitted a Final Report concerning the remediation of site soil

contaminated with diesel fuel, motor oil and hydraulic oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 4, 2011.

Lycoming County Hunting & Fishing Club, Cogan House Township **Lycoming County**. Groundwater and Environmental Services, Inc. 1350 Washington Blvd., Williamsport, PA 17701 on behalf of Anadarko Petroleum Corporation, 1201 Lake Robbins Dr., The Woodlands TX 77380 has submitted a Final Report within 90 days of release concerning the remediation of site soil contaminated with diesel fuel that was located at the intersection of Camp Road and Cornwall Mountain Road. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 14, 2011.

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

Former McInnes Steel Facility, City of Corry, **Erie County**. Urban Engineers of Erie, Inc., 1319 Sassafras Street, Erie, PA 16501 on behalf of The Redevelopment Authority in the City of Corry, 1524 Enterprise Road, Corry, PA 16407 has submitted a Remedial Investigation Report concerning the remediation of site soils contaminated with Arsenic, Iron, and Lead. The Remedial Investigation Report was approved by the Department on September 14, 2011.

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

Pennsylvania American Water Company—Hays Mine Station, City of Pittsburgh, **Allegheny County**. Weavertown Environmental Group, 2 Dorrington Road, Carnegie PA 15106 on behalf of Pennsylvania American Water Company, 800 West Hershey Park Drive, Hershey Pa 17033 has submitted a Statewide Health Final Report. The Final Report was approved on October 1, 2011.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for General Permit issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); and Residual Waste Regulations for a General Permit To Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).

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

General Permit No. WMGR103-SC001. Berks Soil and Stone, Bellemans Church Road, Leesport, PA 19560. The Department of Environmental Protection has approved a Determination of Applicability under Residual Waste General Permit WMGR103 to Berks Soil and Stone for processing by (i) grinding, mixing, screening and biological decomposition of tree stumps, roots, leaf waste, stump grindings, and grubbing material for the beneficial use as a mulch material, and (ii) grinding, screening and mixing of freshwater dredged material from Seyferts basin, spent mushroom substrate, leaf waste, and waste foundry sand (authorized under WMGR019 or WMGR098) with uncontaminated soil for beneficial use as a manufactured topsoil. This Determination of Applicability is for their location at Bellemans Church Road, Leesport, PA 19560. The permit was issued October 11, 2011.

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

AIR QUALITY

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

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

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

GP3-09-0103: Eureka Stone Quarry, Inc. (P. O. Box 249, Chalfont, PA 18914) on October 12, 2011, to construct and operate a portable nonmetallic mineral processing plant in Warrington Township, **Bucks 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: 717-705-4863

GP1-06-03006: Narrow Fabric Industries, Inc. (701 Reading Avenue, West Reading, PA 19611) on October 5, 2011, for the two natural gas/#2 oil fired boilers under GP1 at their facility in West Reading Borough, **Berks County**. The general permit authorization was renewed.

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

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

GP5-17-476: Stonehaven Energy Management Co., LLC (1251 Waterfront Place, Suite 540, Pittsburgh, PA 15222) on October 7, 2011, to construct and operate one natural gas-fired compressor engine rated at 384 brake-horsepower under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Ricketts Compressor Station in Jordan Township, **Clearfield County**.

GP5-08-352: Angelina Gathering Co., LLC (2350 North Sam Houston Parkway E, Suite 125, Houston, TX 77032) on September 26, 2011, to construct and operate twelve (12) Caterpillar model G3516B lean-burn natural gas-fired compressor engines each rated at 1,380 brake horsepower to be equipped with Powertherm Company, Inc. model 201 VO-3-200-7114 oxidation catalyst, four (4) 80 MMsafd Exterran, Tri-ethylene glycol dehydrators and one (1) 155 brake horsepower, Kohler model 100ERESB, natural gas-fired emergency generator pursuant to the General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP-5) at their Clark CPF#1 Compressor Station in Herrick Township, **Bradford County**.

GP3-53-116: North Penn Supply (269 Route 6 West, Galeton, PA 16922) on October 7, 2011, to construct and operate a portable non-metallic mineral crushing unit with associated water spray dust suppression system pursuant to the General Plan Approval And/Or General

Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at their facility in Sweden Township, **Potter County**.

GP9-53-116: North Penn Supply (269 Route 6 West, Galeton, PA 16922) on October 7, 2011, to construct and operate one Caterpillar model C-9 diesel-fired engine with a rating of 350 brake horsepower (bhp) and one Deutz model BF4M2012 diesel-fired engine with a rating of 100 bhp pursuant to the General Plan Approval And/Or General Operating Permit for Diesel or #2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9) at their facility in Sweden Township, **Potter County**.

GP5-08-353: Chesapeake Appalachia, L.L.C. (P. O. Box 18496, Oklahoma City, OK 73154) on October 14, 2011, to construct and operate one 145bhp Caterpillar model G3306NA, serial number SN G6X02345 four-stroke rich-burn natural gas-fired compressor engine and associated EMIT Technologies catalytic converter model EAH-1200T-0404F-D1CEE pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Martin Compressor Station in Granville Township, **Bradford County**.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

GP1-10-239A: Mine Safety Appliances Co. (1000 Cranberry Woods Drive, Cranberry Township, PA 16066-5207) on October 6, 2011, for two natural gas fired boilers in Cranberry Township, **Butler County**.

GP3-33-183A: R. S. Services—HRI Asphalt Plant (119 Falls Road, Beech Creek, PA 16822) on October 6, 2011, to operate a portable nonmetallic mineral processing plant (BAQ-GPA/GP-3) in Pine Creek Township, **Jefferson County**. This facility was previously permitted in the Department's North Central Region.

GP11-33-183B: R. S. Services—HRI Asphalt Plant (119 Falls Road, Beech Creek, PA 16822) on October 6, 2011, to operate Nonroad Engines in Pine Creek Township, **Jefferson County**. This facility was previously permitted in the Department's North Central Region.

GP5-42-202A: Belden & Blake Corp.—BWA Striping Plant (1950 Washington Street, Bradford, PA 16701) to operate a 346 bhp compressor engine, 0.13 MMBtu/hr Dehydrator and an 18,000 gallon storage tank (BAQ-GPA/GP-5) in Foster Township, **McKean County**.

GP3-42-235A: R. S. Services—Timbuck Mine (119 Falls Road, Beech Creek, PA 16822), on October 6, 2011, to operate a portable nonmetallic mineral processing plant (BAQ-GPA/GP-3) in Lafayette Township, **McKean County**.

GP11-42-235A: R. S. Services—Timbuck Mine (119 Falls Road, Beech Creek, PA 16822) on October 6, 2011, to operate Nonroad Engines in Lafayette Township, **McKean County**.

GP1-43-295A: Dairy Farmers of America, Inc. (82 North Street, West Middlesex, PA 16142) on October 13, 2011, to operate a small gas and #2 Oil-Fired Combustion Unit (BAQ-GPA/GP-1) in Shenango Township, **Mercer 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.

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

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

40-302-172: Dept. of Corrections—Dallas SCI (1000 Follies Road, Dallas, PA 18612) on October 3, 2011, for two (2) coal fired boilers with control devices at their facility in Jackson Township, **Luzerne County**.

39-309-080: Lafarge North America, Inc. (5160 Main Street, Whitehall, PA 18052) on October 14, 2011, for replacement of the induced draft fan for the No. 2 raw mill at their Whitehall Plant in Whitehall Township, **Lehigh 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

30-00208: Alternate Energy, LLC (308 Dents Run Road, Morgantown, WV 26501) on October 13, 2011, to allow construction and operation of a fine coal briquetting plant on Consol Energy Robena Mine in Monongahela Township, **Greene 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.

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

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

08-313-042D: Global Tungsten & Powders, Corp. (Hawes Street, North Towanda, PA 18848) on October 14, 2011, to extend the authorization to temporarily operate a new Progressive Technologies model HE-100 plasma gun (PMI gun No. 1, Source ID P227) for their facility, in North Towanda Township, **Bradford County** until May 12, 2012. The particulate matter and hazardous air pollutant emissions from the PMI gun will be controlled by a Farr-Tenkay fabric collector and final filter. The plan approval has been 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

65-00983A: Dominion Transmission, Inc.—Rock Springs Compressor Station (D.L. Clark Bldg., 501 Martindale Street, Suite 400, Pittsburgh, PA, 15212) on October 14, 2011, for a plan approval extension in order to prepare and submit a revision to the Title V operating permit application so that the final plan approval conditions can be incorporated in Salem Township, **Westmoreland County**. The plan approval has been extended until April 20, 2012.

63-00549A: Arden Landfill, Inc. (625 Cherrington Parkway, Moon Township, PA 15108) on October 14, 2011, for a Plan Approval extension for the Renewable Energy

Project in Chartiers Township, **Washington County**. The plan approval has been extended.

65-00661C: Derry Construction Co., Inc. (527 Route 217, Latrobe, PA 15650) on October 14, 2011, with an expiration date of April 14, 2012, for continued temporary operation of sources associated with their Delmont Asphalt Facility in Salem Township, **Westmoreland County**, to allow additional time to complete stack testing requirements. The plan approval has been extended.

30-00183B: EQT Gathering, LLC (Suite 1700, 625 Liberty Avenue, Pittsburgh, PA 15222) on October 7, 2011, as a result of equipment startup, to the establish 180-day period of temporary operation of TEG Dehydration Unit No. 2 authorized under plan approval PA-30-001833B, until April 7, 2012, at their Jupiter Compressor Station, in Morgan Township, **Greene 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.

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

Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2507

39-00028: Buckeye Terminals, LLC (5198 Buckeye Road, Emmaus, PA 18049) on October 4, 2011, for operation of a bulk gasoline and chemical storage and distribution terminal facility in Lower Macungie Township, **Lehigh County**. This is a renewal of the Title V Operating Permit. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code, Chapter 127, Subchapter G. The Title V Operating Permit includes emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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

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

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

40-00088: Pennsy Supply Inc. (1 Clear Spring Road, Annville, PA 17003) on March 31, 2011, to operate a quarry/stone crushing plant in Salem Township, **Luzerne County**.

45-00028: Haines & Kibblehouse, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196) on May 31, 2011, for a rock crushing—screening facility in Smithfield Township, **Monroe County**.

39-00078: Gateway Industrial Services (805 Harrison Street, Allentown, PA 18103-3189) on October 17, 2011, for operation of a fabricated metal products manufacturing facility in Allentown, **Lehigh County**. This is a renewal of the State-Only Synthetic Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

37-00234: Praxair, Inc.—Praxair Surface Technologies, Inc.—New Castle Plant (3225 Honeybee Lane, New Castle, PA 16510-6502) on October 13, 2011, to re-issue a Natural Minor Operating Permit to operate this metal coating operation in Wilmington Township, **Lawrence County**.

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

Contact: Edward Wiener, Chief—Telephone: 215-685-9426

S11-008: Episcopal Hospital (100 East Lehigh Avenue, Philadelphia, PA 19125) on October 17, 2011, to operate a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes a two 475 HP boilers and five (5) emergency generators.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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: 717-705-4863

67-05029: Wire Company Holdings, Inc. (500 East Middle Street, Hanover, PA 17331-2027) on October 7, 2011, for their wire cloth manufacturing facility in Hanover Borough, **York County**. The Title V permit was administratively amended to reflect a change of ownership.

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

11100102 and NPDES No. PA0262994. Wilson Creek Energy, LLC, 140 West Union Street, Somerset, PA

15501, transfer of an existing bituminous surface mine from Mears Energy, LLC, P. O. Box 165, Armagh, PA 15920, located in Elder Township, **Cambria County**, affecting 58 acres. Receiving stream(s): unnamed tributaries to Brubaker Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: November 19, 2010. Permit issued: October 4, 2011.

11100102 and NPDES No. PA0262994. Mears Energy, LLC, P. O. Box 165, Armagh, PA 15920, commencement, operation and restoration of a bituminous surface mine in Elder Township, **Cambria County**, affecting 63.0 acres. Receiving stream(s): unnamed tributaries to Brubaker Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 16, 2010. Permit issued: October 4, 2011.

56080104 and NPDES no. PA0262625. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, transfer of an existing bituminous surface and auger mine from Hoffman Mining, Inc., P. O. Box 130, 118 Runway Road, Friedens, PA 15541, located in Paint Township, **Somerset County**, affecting 252.9 acres. Receiving stream(s): Paint Creek and unnamed tributary to Paint Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 22, 2011. Permit issued: October 13, 2011.

56100102 and NPDES No. PA0263010. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine in Stonycreek and Somerset Townships, **Somerset County**, affecting 448.0 acres. Receiving stream(s): unnamed tributaries to Stonycreek and Wells Creek classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough intake. Application received: May 14, 2010. Permit issued: October 14, 2011.

56100102. NPDES No. PA0263010 and General Permit GP-12-56100102, PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, application to obtain coverage for coal processing under air quality general permit GP-12 on a bituminous coal mining site in Stonycreek and Somerset Townships, **Somerset County**, affecting 360.0 acres. Receiving streams: unnamed tributaries to Wells Creek and Stonycreek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 1, 2010. Approval granted: October 14, 2011.

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

03050104 and NPDES Permit No. PA0250813. D. J. & W. Mining, Inc. (Box 425, Indiana, PA 15701). Renewal permit issued for continued operation and reclamation of a bituminous surface mine, located in Kiskiminetas Township, **Armstrong County**, affecting 168.6 acres. Receiving streams: unnamed tributary to Crooked Creek. Renewal application received: May 5, 2011. Renewal permit issued: October 11, 2011.

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

10060101. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127) Renewal of an existing

bituminous surface mine in Clay Township, **Butler County** affecting 89.9 acres. Receiving streams: Unnamed tributary to South Branch Findley Creek. This renewal is issued for reclamation only. Application received: August 17, 2011. Permit Issued: October 7, 2011.

33010102 and NPDES Permit No. PA0241890. McKay Coal Company, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an existing bituminous surface, auger and tippel refuse disposal mine in Perry Township, **Jefferson County** affecting 56.4 acres. Receiving streams: Foundry Run. Application received: May 2, 2011. Permit Issued: October 12, 2011.

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

14940101 and NPDES No. PA0219932. Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866). Renewal of an existing bituminous surface mine located in Rush Township, **Centre County** affecting 522.0 acres. Receiving streams: unnamed tributaries to Moshannon Creek and Moshannon Creek classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 1, 2011. Permit issued: October 12, 2011.

17080105 and NPDES No. PA0256781. King Coal Sales, Inc. (P. O. Box 712, Philipsburg, PA 16866). Commencement, operation and restoration of a bituminous surface mine in Morris Township, **Clearfield County** affecting 104.3 acres. Receiving stream: Alder Run classified for cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 1, 2008. Permit issued: October 7, 2011.

17080114 and NPDES No. PA0256951. Waroquier Coal Co. (P. O. Box 128, Clearfield, PA 16830). Revision to an existing bituminous surface mine located in Jordan Township, **Clearfield County** affecting 97.0 acres. This revision is for an incidental boundary extension to add 5.2 acres to the surface mine permit boundary which includes the location of a new haul road and additional spoil storage area. Receiving streams: North Witmer Run and Davidson Run classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 8, 2011. Permit issued: October 4, 2011.

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

54-305-019GP12. Rausch Creek Land, LP, (978 Gap Street, Valley View, PA 17983), general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54803203 in Hegins Township, **Schuylkill County**. Application received: August 29, 2011. Permit issued: October 14, 2011.

Noncoal Permits Actions

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

28960301 and NPDES Permit No. PA0223735, New Enterprise Stone & Lime Company, Inc., P. O. Box 77, New Enterprise, PA 16664, renewal of NPDES Permit, Fannett Township, **Franklin County**. Receiving stream(s): tributary to Dry Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: June 14, 2011. Permit issued: October 11, 2011.

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

20800302. L. R. Glover Gravel (2188 Strong Road, Waterford, PA 16441) Transfer of an existing large industrial minerals mine from Leroy R. Glover in Bloomfield Township, **Crawford County** affecting 62.0 acres. Receiving streams: Little Federal Run. Application received: October 20, 2009. Permit Issued: October 13, 2011.

25010805. Tom Francis (10528 Wattsburg Road, Erie, PA 16509). Final bond release for a small industrial minerals surface mine in Venango Township, **Erie County**. Restoration of 1.0 acre completed. Receiving streams: Unnamed tributary to French Creek. Application Received: September 13, 2011. Final bond release approved: October 14, 2011.

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

55100301 and NPDES No. PA0257401. National Limestone Quarry, Inc. (P. O. Box 397, Middleburg, PA 17842). Commencement, operation and restoration of a large noncoal permit for support activities only located in Franklin and Beaver Townships, **Snyder County**. The site will be used for support activities only, (no mining will occur on the property). The site will have one National Pollutant Discharge Elimination System (NPDES) point that will discharge clean water to an unnamed tributary to Middle Creek classified for Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 2, 2010. Permit issued: October 6, 2011.

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

24114006. Veolia ES Greentree Landfill, LLC (635 Toby Road, Brockway, PA 15824) Blasting activity permit for construction blasting at the Greentree Landfill in Fox Township, **Elk County**. This blasting activity permit expires on August 1, 2012. Permit Issued: October 7, 2011.

24114005. HRI, Inc. (1750 West College Ave., P. O. Box 155, State College, PA 16805-0155) Blasting activity permit for stone removal for gas well location in Jones Township, **Elk County**. This blasting activity permit expires on July 1, 2012. Permit Issued: October 13, 2011.

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

57114109. Maurer & Scott Sales, Inc. (122 Thomas St., Coopersburg, PA 18036-2100). Blasting for construction of a natural gas well pad located in Forks Township, **Sullivan County**. Permit issued: October 11, 2011. Permit expires: December 31, 2011.

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

58114133. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Williams Midstream Vandermark Line in Dimock Township, **Susquehanna County** with an expiration date of October 30, 2012. Permit issued: October 11, 2011.

58114134. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Williams Midstream Berry Line in Dimock Township, **Susquehanna County** with an expiration date of October 30, 2012. Permit issued: October 11, 2011.

13114104. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Boulder Creek Resort in Kidder Township, **Carbon County** with an expiration date of October 31, 2012. Permit issued: October 12, 2011.

52114113. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Saw Creek Estates in Lehman Township, **Pike County** with an expiration date of October 31, 2012. Permit issued: October 12, 2011.

58114032. Doug Wathen, LLC, (11934 Fairway Lakes Road, Suite 1, Fort Myers, FL 33913), construction blasting for the Zupp Gas Pad in Harford Township, **Susquehanna County** with an expiration date of October 1, 2012. Permit issued: October 13, 2011.

58114036. Doug Wathen, LLC, (11934 Fairway Lakes Road, Suite 1, Fort Myers, FL 33913), construction blasting for the Jeffers Farms Gas Pad in Harford Township, **Susquehanna County** with an expiration date of September 28, 2012. Permit issued: October 13, 2011.

15114111. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Atwater Lot 14 in East Whiteland Township, **Chester County** with an expiration date of October 6, 2012. Permit issued: October 17, 2011.

64114114. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Norella Project in Texas Township, **Wayne County** with an expiration date of May 30, 2012. Permit issued: October 17, 2011.

64114115. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Norella Homes on White Mills Road in Cherry Ridge Township, **Wayne County** with an expiration date of October 10, 2012. Permit issued: October 17, 2011.

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

E4129-012: Seneca Resources Corporation, 51 Zents Boulevard, Brookville, PA 15825, Lewis & McIntyre Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) one 8 inch water line across Long Run (HQ-CWF, MF) and a temporary stream mat crossing impacting 41 linear feet (Trout Run Quadrangle 41°27'53" N 77°01'14" W),

(2) one 8 inch water line across an unnamed tributary to Long Run (HQ-CWF, MF) and a temporary stream mat crossing impacting 2 linear feet (Trout Run Quadrangle 41°27'54" N 77°01'12" W),

(3) one 8 inch water line across Grays Run (HQ-CWF, MF) impacting 47 linear feet (Trout Run Quadrangle 41°27'51" N 77°00'59" W).

The project will result in 90 linear feet of temporary stream impacts from water line crossings. These crossings will accumulate a total of 0.01 acres of watercourse impacts all for the purpose of installing a water line and associated access roads for Marcellus Shale well development.

E5729-014: Chesapeake Appalachia, LLC, 101 N. Main Street, Athens, PA 18810, Elkland Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 2561 square feet of palustrine forested (PFO) wetland adjacent to Elk Creek (EV) (Shunk Quadrangle 41°33'37"N 76°40'41"W),

(2) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across Elk Creek (EV) impacting 26 linear feet (Shunk Quadrangle 41°33'37"N 76°40'40"W),

(3) two 16.0 inch diameter temporary water lines and a 12 foot wide equipment mat impacting 963 square feet of palustrine emergent (PEM) wetland (Shunk Quadrangle 41°33'39"N 76°40'37"W),

(4) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across an unnamed tributary to Elk Creek (EV) impacting 52 linear feet (Shunk Quadrangle 41°33'38"N 76°40'21"W),

(5) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 6342 square feet of a palustrine forested (PFO) wetland (Shunk Quadrangle 41°33'40"N 76°40'13"W),

(6) two 16.0 inch diameter temporary water lines over an existing culvert in an unnamed tributary to Lake Run (EV) impacting 3 linear feet adjacent to Lake Road (Shunk Quadrangle 41°33'49"N 76°40'00"W),

(7) two 16.0 inch diameter temporary water lines over an existing culvert in an unnamed tributary to Lake Run (EV) impacting 2 linear feet adjacent to Lake Road (Shunk Quadrangle 41°33'52"N 76°40'02"W),

(8) two 16.0 inch diameter temporary water lines over an existing culvert in an unnamed tributary to Lake Run (EV) impacting 3 linear feet adjacent to the intersection of Lake Road and North Street (Shunk Quadrangle 41°33'54"N 76°40'03"W),

(9) two 16.0 inch diameter temporary water lines over an existing culvert in Lake Run (EV) impacting 6 linear feet adjacent to North Street (Shunk Quadrangle 41°33'54"N 76°40'03"W),

(10) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat impacting 1194 square feet of palustrine emergent (PEM) wetland (Shunk Quadrangle 41°33'52"N 76°39'58"W),

(11) two 16.0 inch diameter temporary water lines and a 20 foot wide equipment mat across an unnamed tributary to Lake Run (EV) impacting 4 linear feet (Shunk Quadrangle 41°33'49"N 76°39'47"W).

The project will result in 96 linear feet of temporary stream impacts and 11060 square feet of temporary wetland impacts from water lines and temporary mat crossings. These crossings will accumulate a total of 0.04 acres of watercourse impacts and 0.25 acres of wetland impacts all for the purpose of installing temporary water lines with associated access roadways for Marcellus well development.

E5929-019: SWEPI LP, 190 Thorn Hill Road, Warrendale, PA 15086, Charleston and Delmar Townships, **Tioga County**, ACOE Baltimore District.

To construct and maintain:

1) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 17 feet of an unnamed tributary to Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'45"N 76°58'47"W);

2) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 5 feet of an unnamed tributary to Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'49"N 76°58'38"W);

3) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 110 feet of Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'53"N 76°58'26"W);

4) a temporary road crossing using a mat bridge and culvert impacting 40 feet of Mill Creek (TSF) (Roseville, PA Quadrangle 41°51'57"N 76°58'27"W);

5) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 10 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'50"N 76°57'38"W);

6) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 16 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'07"N 76°57'47"W);

7) a temporary road crossing using a mat bridge and culvert impacting 11 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'11"N 76°57'40"W);

8) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 16 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'11"N 76°57'52"W);

9) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 8 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'43"N 76°57'23"W);

10) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 4 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'44"N 76°57'15"W);

11) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 8 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°52'49"N 76°56'14"W);

12) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 12 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'18"N 76°56'26"W);

13) a temporary road crossing using a mat bridge and culvert impacting 6 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'13"N 76°56'24"W);

14) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 12 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°53'31"N 76°56'46"W);

15) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 16 feet of an unnamed tributary to Mill Creek (TSF) (Millerton, PA Quadrangle 41°54'00"N 76°56'16"W);

16) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 882 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'37"N 76°59'01"W);

17) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 36,829 square feet of a

palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'43"N 76°58'50"W);

18) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 4,842 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'46"N 76°58'45"W);

19) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 17,849 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Roseville, PA Quadrangle 41°51'48"N 76°58'40"W);

20) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 4,502 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'51"N 76°58'30"W);

21) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water impacting 3,024 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Roseville, PA Quadrangle 41°52'04"N 76°58'12"W);

22) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 3,981 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'07"N 76°57'47"W);

23) a temporary road crossing using a mat bridge and culvert impacting 569 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'11"N 76°54'40"W);

24) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 1,868 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Millerton, PA Quadrangle 41°52'44"N 76°57'16"W);

25) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 2,483 square feet of a palustrine emergent / palustrine scrub/shrub (PEM/PSS) wetland (Millerton, PA Quadrangle 41°52'44"N 76°57'15"W);

26) a temporary road crossing using a mat bridge, an 8 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 931 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'41"N 76°56'38"W);

27) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 1,718 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°53'56"N 76°56'47"W);

28) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 245 square feet of a palustrine forested (PFO) wetland (Millerton, PA Quadrangle 41°54'18"N 76°55'37"W);

29) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 1,065 square feet of a palustrine forested (PFO) wetland (Millerton, PA Quadrangle 41°54'18"N 76°55'37"W);

30) a temporary road crossing using a mat bridge, a 6 inch diameter natural gas gathering line and a 10 inch diameter water line impacting 905 square feet of a palustrine emergent (PEM) wetland (Millerton, PA Quadrangle 41°54'18"N 76°55'36"W);

The project will result in 710 linear feet of temporary stream impacts, a total of 80,383 square feet (1.85 acres) of temporary wetland impacts, and a total of 1,310 square feet (0.03 acres) of permanent wetland impacts. Streams and wetlands are being crossed all for the purpose of installing a natural gas gathering line, a large spur line, and several short spur lines.

E5929-020: SWEPI LP, 190 Thorn Hill Road, Warrendale, PA 15086, Rutland Township, **Tioga County**, ACOE Baltimore District.

To construct and maintain:

1) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 29 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'46"N 76°59'16"W);

2) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 16 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'48"N 76°59'18"W);

3) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 12 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'49"N 76°59'19"W);

4) a temporary road crossing using 20 foot long, 78 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 43 linear feet of Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'55"N 76°59'25"W);

5) a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 10 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Roseville, PA Quadrangle 41°51'55"N 76°59'25"W);

6) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 37 linear feet of an unnamed tributary to Mill Creek (TSF, MF) (Millerton, NY PA Quadrangle 41°52'39"N 76°59'43"W);

7) a temporary road crossing using 20 foot long, 60 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 19 linear feet of Bailey Creek (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'09"N 77°00'03"W);

8) a temporary road crossing using a 20 foot long, 18 inch diameter corrugated metal pipe, a 24 inch diameter

and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 11 linear feet of an unnamed tributary to Bailey Creek (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'16"N 77°00'11"W);

9) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 6 linear feet of an unnamed tributary to Hibbard's Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'54"N 77°01'05"W);

10) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 12 linear feet of an unnamed tributary to Hibbard's Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'54"N 77°01'06"W);

11) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 7 linear feet of an unnamed tributary to Hibbard's Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°53'55"N 77°01'07"W);

12) a temporary road crossing using 20 foot long, 24 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 17 linear feet of Painter Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°54'02"N 77°01'27"W);

13) a temporary road crossing using 20 foot long, 24 inch diameter corrugated metal pipe, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 6 linear feet of an unnamed tributary to Painter Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°54'02"N 77°01'27"W);

14) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipes, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 8 linear feet of an unnamed tributary to Painter Run (TSF, MF) (Jackson Summit, PA Quadrangle 41°54'05"N 77°01'36"W);

15) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 1,029 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41°51'36"N 76°59'06"W);

16) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 1,453 square feet of a palustrine forested (PFO) wetland (Roseville, PA Quadrangle 41°51'44"N 76°59'14"W);

17) two temporary road crossings using wood mat bridges, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 12,080 square feet of a palustrine forested and scrub-shrub (PFO/PSS) wetland (Roseville, PA Quadrangle 41°51'57"N 76°59'28"W);

18) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 2,359 square feet of a palustrine forested, scrub-shrub, and emergent (PFO/PSS/PEM) wetland (Roseville, PA Quadrangle 41°52'00"N 76°59'31"W);

19) a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 1,111 square feet of a palustrine emergent (PEM) wetland (Millerton, NY PA Quadrangle 41°52'39"N 76°59'44"W);

20) two temporary road crossings using wood mat bridges, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 42,082 square feet of a palustrine scrub-shrub (PSS) wetland (Jackson Summit, PA Quadrangle 41°53'07"N 77°00'00"W);

21) a temporary road crossing using a wood mat bridge impacting 185 square feet of a palustrine emergent and scrub-shrub (PEM/PSS) wetland (Jackson Summit, PA Quadrangle 41°53'10"N 77°00'03"W);

22) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 9,368 square feet of a palustrine forested and scrub-shrub (PFO/PSS) wetland (Jackson Summit, PA Quadrangle 41°53'10"N 77°00'04"W);

23) a temporary road crossing using a wood mat bridge, a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 6,409 square feet of a palustrine forested (PFO) wetland (Jackson Summit, PA Quadrangle 41°53'17"N 77°00'12"W);

24) a 24 inch diameter and an 8 inch diameter natural gas gathering line, a 10 inch diameter and a 6 inch diameter fresh water line, and a fiber optic cable impacting 297 square feet of a palustrine emergent (PEM) wetland (Jackson Summit, PA Quadrangle 41°54'00"N 77°01'22"W);

The project will result in 233 linear feet of temporary stream impacts, 44,704 square feet (1.03 acres) of temporary wetland impacts, and 31,669 square feet (0.727 acres) of permanent wetland impacts all for the purpose of installing natural gas gathering lines, fresh water lines, a fiber optic cable, and associated access roadways.

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

E15-811. Brandywine Realty Trust, 555 E. Lancaster Avenue, Suite 100, Berwyn, PA 19087, Tredyffrin Township, **Chester County**, ACOE Philadelphia District.

To stabilize and restore an existing eroded stream channel of an unnamed tributary of Little Valley Creek located within Berwyn Plaza by utilizing rocks cross vanes and retaining walls.

The site is located on the south side of S.R. 252 along Cassatt Road (Valley Forge, PA USGS, N: 11.11 inches; W: 11.7 inches).

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

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

E07-434: Hollidaysburg Sewer Authority, 401 Blair Street, Hollidaysburg, Pennsylvania 16648, in Frankstown Township, **Blair County**, ACOE Baltimore District

To construct and maintain a new sludge management building, two (2) digester tanks, a grit building with pump pits, a parking lot, and a detention pond, along with associated grading and piping including 24.0-inch DIP sewer line, 12.0-inch PVC sewer line, 8.0-inch PVC sewer line, two (2) 6.0-inch DIP waterlines, 4.0-inch DIP waterline, and four (4) manholes. All impacts are located within the 100-year floodway and floodplain of Frankstown Branch Juniata River (WWF, MF), and will permanently impact 2.34 acres of the 100-year floodway and 0.13 acre of floodplain. The purpose of the project is to improve the existing Hollidaysburg Sewer Authority Wastewater Treatment Plant. The project is located at 2681 Reservoir Road, Frankstown Township, Blair County (Harrisburg West, PA Quadrangle; N: 10.0 inches, W: 15.13 inches; Latitude: 40°25'48", Longitude: -78°21'32").

E07-438: ALDI, Inc., 6000 North Noah Drive, Saxenburg, Pennsylvania 16056-9730, in Logan Township, **Blair County**, ACOE Baltimore District

To excavate and maintain a volume of 329.0 cubic yards in the 100-year floodway of Brush Creek (WWF) for the purpose of constructing a stormwater detention basin to manage the stormwater runoff from the proposed construction of an ALDI retail store in Logan Township, Blair County (Hollidaysburg, PA Quadrangle; N: 22.04 inches, W: 2.10 inches; Latitude: 40°29'46.9"; Longitude: -78°23'24.3").

E36-884: City of Lancaster, 120 North Duke Street, PO Box 1599, Lancaster, Pennsylvania 17608, in Lancaster Township, **Lancaster County**, ACOE Baltimore District

To: 1) remove an existing structure and construct and maintain a 1,070.0-square foot sewage pumping station in the floodway of the Conestoga River (WWF, MF), 2) install and maintain a 1,397.0-square foot paved driveway in the floodway of the Conestoga River (WWF, MF) for the purpose of improving a municipal sewage pump station. The project is located on Conestoga Boulevard (Conestoga, PA Quadrangle; N: 26.0 inches, W: 17 inches; Latitude: 39°59'47", Longitude: -76°20'44") in Lancaster Township, Lancaster County.

E67-892: Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, Pennsylvania 17103, in Washington Township, **York County**, ACOE Carlisle Field Office

To: 1) remove the remains of the previous structure, 2) construct and maintain a single span pre-stressed concrete spread box beam bridge skewed 90° having a clear span of 59.500 feet, a width of 27.375 feet, and an underclearance of 7.083 feet across North Branch Bermudian Creek (WWF, MF), 3) temporarily impact 0.01 acre of PEM wetland, and 4) place and maintain fill in 0.01 acre of PEM wetland, all for the purpose of improving transportation safety and roadway standards. The project is located along SR 4032 (Ridge Road) in Washington Township, York County (Dillsburg, PA Quadrangle; N: 4.9 inches, W: 0.1 inch; Latitude: 40°01'37", Longitude: -77°00'03"). The amount of wetland impact is considered a de minimus impact of 0.01 acre and wetland replacement is not required.

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

E04-335. Municipal Authority of the Borough of Baden, P. O. Box 134, 149 State Street, Baden, PA 15005. The applicant proposes to construct and maintain improvements to the Baden Sewage Treatment Plant to either raise the elevations of appurtenances or provide flood protection. The modifications include the Headworks Building platform, new influent wet well with watertight hatch, replacement of primary clarifiers with aerated sludge holding tanks above flood elevations, replacement of existing aerated sludge digester, installation of a new motor control center, and rehabilitation of doors and slide gates. The project involves construction along the right bank flood plain of Tevebaugh Run (WWF) for approximately 350 feet. The development will be constructed approximately 250 LF east of the intersection of Ohio River Blvd (Pa Rt. 65) and Tevebaugh Run Road (Baden, PA Quadrangle N: 3.0 inches; W: 2.5 inches; Latitude: 40°22'8"; Longitude: 80°14'6") in Baden Borough, Beaver County.

E65-940. St. Vincent College, 300 Frasier Purchase Road, Latrobe, PA 15650. The applicant proposes to construct and maintain a pedestrian bridge, of fiberglass truss construction, with a span of 40'; a width of 10'- 2"; and an under clearance of approximately 5'- 6" above the water surface elevation, for the purpose of extending a walking trail over Monastery Run (WWF) on the Campus of St. Vincent College in Unity Township, **Westmoreland County**, PA (Latrobe, PA Quadrangle; N: 6.8"; W: 3.5"; Latitude: 40° 17' 25"; Longitude: 79° 24' 00").

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

E43-353, PADOT, District 1-0, 255 Elm Street, Oil City PA 16301. S.R. 0208, Section A01 Blacktown-Irishtown Intersection Improvement Project, in Pine Township, **Mercer County**, ACOE Pittsburgh District (Grove City, PA Quadrangle N: 41°09'21"; W: 80°07'33.3").

To conduct the following activities associated with the realignment, widening and roadway improvements to S.R. 0208 and its intersections with Blacktown Road and Irishtown Road in Pine Township, Mercer County:

1. To fill a total of 0.0144 Acres of 3 wetland areas.
2. To install and maintain a 20 ft long, 5 foot by 4 foot box culvert extension within Barmore Run (CWF) along S.R. 0208, Segment 0140, Offset 3071 approximately 200 feet west of its intersection with Irishtown Road.

Southeast Region: Watershed Management Program Manager, 2 East Main Street, Norristown, PA 19428

Certification Request Initiated By 401 Water Quality Certification: Waste Management of PA, Inc. and Kinder Morgan Bulk Terminals, Inc., Falls Township, Bucks County

This project involves the discharge of supernatant from the Money Island confined disposal facility to the Delaware River. Maintenance dredging is proposed at the berthing areas adjacent to the Fairless Turning Basin located at the Port of Bucks County in Falls Township. The areas will be dredged to a depth of 40 feet MLLW (mean lower low water). Approximately 88,000 cubic yards of sediment will be removed and placed in the Money Island dredge disposal area located in Falls Township, Bucks County. Sediments will settle out in the basin and the supernatant will be returned to the Delaware Estuary. The following effluent limits in mg/l based on a flow of 1.0 MGD apply:

Parameter	Average Maximum Limit (mg/l)	Maximum Daily Limit (mg/l)	Instantaneous Maximum Limit (mg/l)	Monitoring Frequency
Flow (MGD)	Monitor/Report	Monitor/Report	Monitor/Report	
Total Suspended Solids	3,000			4,500
pH		6-9 units at all times		
Aluminum, Total	13.0	19.5		
Antimony, Total	0.24	0.36		
Cadmium, Total	0.037	0.056		
Copper, Total	0.153	0.230		
Chromium, Hexavalent	0.17	0.26		
Iron, Total	25.5	38.3		
Lead, Total	0.042	0.063		
Mercury, Total	0.00085	0.0013		
Zinc, Total	2.04	3.06		
PCBs, Total	Not Detectable Using EPA Method 608 (GC/ECD)			
PCBs -209 Congeners	Monitor/Report Using EPA Method 1668A			

Final Action on Request: Certification granted.

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.

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

ESCGP-1 # ESX11-015-0219
 Applicant Name Chief Oil & Gas LLC
 Contact Person Michael Hritz
 Address 6051 Wallace Road Ext., Suite 201
 City, State, Zip Wexford, PA 15090
 County Bradford County
 Township(s) Burlington
 Receiving Stream(s) and Classification(s) UNT to Bailey Run (WWF, MF) and Bailey Run (WWF, MF);
 Secondary: Sugar Creek (WWF, MF)

ESCGP-1 # ESX11-015-0206
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers

Address 100 1st Center
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Rome and Sheshequin
 Receiving Stream(s) and Classification(s) CWF, MF—
 Tributary 30144 to Wysox Creek; Tributaries 30110, 30126 and 30129 to Bullard Creek; Bullard Creek; Hicks Creek, Tributary 30829 to Snyder Creek; Tributaries 30824 and 30825 to Deer Lick Creek; Deer Lick Creek WWF, MF—Tributaries 30124, 30126, and 30224 to Laning Creek; Laning Creek; Horn Brook; Tributaries 30819 and 30818 to Susquehanna River

ESCGP-1 # ESX11-035-0008
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Rane Wilson
 Address 33 W. Third Street
 City, State, Zip Williamsport, PA 17701
 County Clinton County
 Township(s) Noyes and Grugan
 Receiving Stream(s) and Classification(s) (Hq-CWF, MF)
 UNT Clendenin Branch Baker Run, Clendenin Branch Baker Run, UNT Shoemaker Branch Baker Run, UNT Rock Run, Rock Run, Shoemaker Branch Baker Run; Secondary: Clendenin Branch Baker Run, Baker Run, Shoemaker Branch Baker Run, Rock Run, Shoemaker Branch Baker Run, Baker Run

ESCGP-1 # ESX11-081-0118
 Applicant Name Anadarko E&P Company LP
 Contact Person Nathan Bennett
 Address 33 W. Third Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) Watson
 Receiving Stream(s) and Classification(s) UNT Bonnell Run & UNT Pine Creek (Both HQ-CWF, MF);
 Secondary: Pine Creek (HQ-TSF, MF)

ESCGP-1 # ESX11-115-0127
 Applicant Name Carrizo Marcellus, LLC
 Contact Person Gary Byron
 Address 251 Drain Lick Road
 City, State, Zip Drifting, PA 16843
 County Susquehanna
 Township(s) Forest Lake
 Receiving Stream(s) and Classification(s) 2 UNT to Middle Branch Wyalusing Creek (CWF)
 ESCGP-1 # ESX11-015-0050 (01)
 Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
Address 101 N. Main Street
City, State, Zip Athens, PA 18810
County Bradford
Township(s) Towanda
Receiving Stream(s) and Classification(s) Towanda Creek
(WWF);
Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX11-113-0017
Applicant Name Appalachia Midstream Services, LLC
Contact Person Patrick Myers, Jr.
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Sullivan
Township(s) Cherry
Receiving Stream(s) and Classification(s) Little Loyalsock
Creek, Tribs. 20314, 20319 and 20321 to Little Loyalsock
Creek (EV, MF)

ESCGP-1 # ESX10-117-0163 (01)
Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga
Township(s) Covington
Receiving Stream(s) and Classification(s) UNT to Tioga
River/Susquehanna River Basin in PA—Tioga River (List
H), Canoe Camp Creek/Susquehanna River Basin in
PA—Tioga River (List H);
Secondary Tioga River (CWF, MF)

ESCGP-1 # ESX11-115-0082
Applicant Name Williams Production Appalachia, LLC
Contact Person David Freudenrich
Address 1000 Town Center, Suite 130
City, State, Zip Canonsburg, PA 15317
County Susquehanna
Township(s) Franklin
Receiving Stream(s) and Classification(s) Silver Creek
(EV);
Secondary: Snake Creek

ESCGP-1 # ESX11-015-0218
Applicant Name Talisman Energy USA, Inc.
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Columbia
Receiving Stream(s) and Classification(s) UNT to Sugar
Creek (TSF);
Secondary: Sugar Creek (TSF)

ESCGP-1 # ESX11-015-0213
Applicant Name Appalachia Midstream Services, LLC
Contact Person Patrick Myers, Jr.
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford
Township(s) Rome
Receiving Stream(s) and Classification(s) Tribs. 30158,
30157, 30152, 30153, 30156 to Parks Creek (WWF, MF),
Parks Creek (WWF, MF), Trib 30194 to Wysox Creek
(CWF, MF) Susquehanna River Watershed

ESCGP-1 # ESX11-115-0119
Applicant Name Williams Production Appalachia, LLC
Contact Person David Freudenrich
Address 1000 Town Center, Suite 130
City, State, Zip Canonsburg, PA 15317
County Susquehanna Township(s) Liberty and Franklin

Receiving Stream(s) and Classification(s) Trib. 31878 to
Snake Creek/Snake Creek (CWF, MF) Channel to UNT
to Silver Creek (CWF, EV);
Secondary: Snake Creek

ESCGP-1 # ESX11-115-0120
Applicant Name Southwestern Energy Production Com-
pany
Contact Person Dave Sweeley
Address 917 State Route 92 North
City, State, Zip Tunkhannock, PA 18657
County Susquehanna Township(s) New Milford
Receiving Stream(s) and Classification(s) UNT to Martin's
Creek (CWF)

ESCGP-1 # ESX11-033-0025
Applicant Name Appalachia Midstream Services, LLC
Contact Person Patrick Myers, Jr.
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Clearfield Township(s) Brady Twp., Troutville
Borough
Receiving Stream(s) and Classification(s) UNT to East
Mahoning Creek (HQ-CWF), UNT to Beaver Run (CWF,
MF)/Allegheny River;
Secondary: Allegheny River

ESCGP-1 # ESX11-033-0027
Applicant Name Carizzo Marcellus, LLC
Contact Person Gary Byron
Address 251 Drain Lick Road
City, State, Zip Drifting, PA 16834
County Clearfield Township(s) Karthaus
Receiving Stream(s) and Classification(s) Saltlick Run;
Secondary: West Branch of the Susquehanna River

ESCGP-1 # ESX11-033-0026
Applicant Name Carrizo Marcellus, LLC
Contact Person Gary Byron
Address 251 Drain Lick Road
City, State, Zip Drifting, PA 16834
County Clearfield Township(s) Karthaus
Receiving Stream(s) and Classification(s) West Branch of
Susquehanna River, WWF, MF;
Secondary: Susquehanna River

ESCGP-1 # ESX11-081-0104
Applicant Name PVR Marcellus Gas Gathering, LLC
Contact Person Kevin Roberts
Address 100 Penn Tower, Suite 201-202
City, State, Zip Williamsport, PA 17701
County Lycoming Township(s) Cogan House
Receiving Stream(s) and Classification(s) UNT to Roaring
Run, Larry's Creek Watershed, Hoagland Run Water-
shed (HQ, EV)

ESCGP-1 # ESX09-131-0002 (01)
Applicant Name PVR Marcellus Gas Gathering, LLC
Contact Person Jeffrey Searfoss
Address 25 West Third Street, 100 Penn Tower, STE
201-202
City, State, Zip Williamsport, PA 17701
County Wyoming Township(s) Washington
Receiving Stream(s) and Classification(s) UNT to Susque-
hanna River, CWF

ESCGP-1 # ESX11-081-0105
Applicant Name PVR Marcellus Gas Gathering, LLC
Contact Person Kevin Roberts
Address 100 Penn Tower, STE 201-201
City, State, Zip Williamsport, PA 17701
County Lycoming Township(s) Anthony and Mifflin
Receiving Stream(s) and Classification(s) Mash Run, Lar-
ry's Creek Watershed, UNT to Larry's Creek (HQ, EV)

ESCGP-1 # ESX11-081-0121

Applicant Name Farnsworth Well Site
 Contact Person Larry Sanders
 Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Lycoming Township(s) Franklin
 Receiving Stream(s) and Classification(s) UNT to Laurel
 Run (CWF) to German Run (CWF);
 Secondary: Little Muncy Creek (CWF)

ESCGP-1 # ESX11-115-0037 (01)

Applicant Name Southwestern Energy Production Com-
 pany
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna Township(s) New Milford
 Receiving Stream(s) and Classification(s) UNT to Meylert
 Creek (HQ-CWF); Meylert Creek (HQ-CWF);
 Secondary: Salt Lick Creek

ESCGP-1 # ESX11-015-0199

Applicant Name Talisman Energy USA, Inc.
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford Township(s) Columbia
 Receiving Stream(s) and Classification(s) UNT to Sugar
 Creek (TSF);
 Secondary: Sugar Creek (TSF)

ESCGP-1 # ESX11-081-0119

Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan Bennett
 Address 33 W. Third Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming Township(s) Mifflin
 Receiving Stream(s) and Classification(s) UNT Marsh
 Run (EV); UNT Second Fork Larry's Creek (EV);
 Secondary: Marsh Run, Second Fork Larry's Creek
 (both EV)

ESCGP-1 # ESX11-105-0008

Applicant Name Allegheny Enterprises, Inc.
 Contact Person Randy Stout
 Address 3885 Roller Coaster Road
 City, State, Zip Corsica, PA 15829-3833
 County Potter County Township(s) Ulysses and Bingham
 Townships, Ulysses Borough
 Receiving Stream(s) and Classification(s) Genesee River,
 UNT to Genesee River, Turner Creek, and UNT to
 Turner Creek (all CWF);
 Secondary: Genesee River, Lake Erie

ESCGP-1 # ESX11-015-020

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
 Receiving Stream(s) and Classification(s) North Branch
 Sugar Run (CWF, MF);
 Secondary: Susquehanna River (WWF, MF)

ESCGP-1 # ESX11-117-0107

Applicant Name Talisman Energy USA, Inc.
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Tioga Township(s) Ward
 Receiving Stream(s) and Classification(s) Canoe Creek,
 UNT to Fall Brook (both CWF/MF);
 Secondary: Fall Brook (CWF/MF)

*Southwest Region: Oil & Gas Pro gram Manager, 400
 Waterfront Drive, Pittsburgh, PA*

8/25/2011

ESCGP-1 No: ESX11-125-0075

Applicant Name: Chesapeake Appalachia LLC

Contact Person Eric Haskins

Address: 101 North Main Street

City: Athens State: PA Zip Code: 18810

County: Washington Township: Carroll

Receiving Stream (s) And Classifications: UNT to Pigeon
 Creek WWF, Pigeon Creek, Other

09/02/2011

ESCGP-1 No.: ESX11-007-0010

Applicant Name: Chesapeake Appalachia LLC

Contact Person: Eric Haskins

Address: 101 N Main St

City: Athens State: PA Zip Code: 18810

County: Beaver Township(s): South Beaver, Ohioville

Receiving Stream(s) and Classifications: UNTs to Pine
 Run, Pine Run and UNTs to Brush Run, HQ

7/27/2011

ESCGP-1 No.: ESX11-129-0024

Applicant Name: Laurel Mountain Midstream Operating,
 LLC

Contact Person: Francisco Canneto

Address: 1605 Coraopolis Heights Road

City: Moon Township State: PA Zip Code: 15108

County: Westmoreland Township(s): Donegal

Receiving Stream(s) and Classifications: UNT to Indian
 Creek, IHQ

8/31/2011

ESCGP-1 No.: ESX11-059-0055

Applicant Name: EQT Production Company

Contact Person: Todd Klaner

Address: 455 Racetrack Road

City: Washington State: PA Zip Code: 15301

County: Greene Township(s): Morris and Center

Receiving Stream(s) and Classifications: UNT to
 Patterson Creek—HQ-WWF; South Fork Tenmile Creek
 Watershed; Monongahela River Watershed

8/23/2011

ESCGP-1 No.: ESX11-125-0074

Applicant Name: Range Resources—Appalachia LLC

Contact Person: Carla Suszkowski

Address: 380 Southpointe Blvd

City: Canonsburg State: PA Zip Code: 15317

COUNTY Washington Township(s): Independence

Receiving Stream(s) and Classifications: Hanen Run/
 Wheeling—Buffalo Creek Watershed, HQ

9/19/2011

ESCGP-1 No.: ESX10-051-0023 Major Revision

Applicant Name: Chevron Appalachia LLC

Contact Person: Jeremy Hirtz

Address: 800 Mountain View Drive

City: Smithfield State: PA Zip Code: 15478

County: Fayette Township(s): Jefferson

Receiving Stream(s) and Classifications: UNT to Little
 Redstone Creek/Middle Monongahela River Watershed,
 Other

7/13/2011

ESCGP-1 No.: ESX11-059-0046

Applicant Name: Energy Corporation of America

Contact Person: Mark Fry

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 South
 Branch Muddy Creek, Muddy Creek/Muddy Creek

8/23/2011
 ESCGP-1 No.: ESX11-051-0030
 Applicant Name: Chevron Appalachia LLC
 Contact Person: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Fayette/Westmoreland Township(s): Perry/
 Rostraver
 Receiving Stream(s) and Classifications: UNT to
 Browneller Run/Lower Youghiogheny River Watershed
*Northwest Region: Oil and Gas Program Manager, 230
 Chestnut St., Meadville, PA 16335*
 ESCGP-1 #ESX11-019-0088—Kummer, Merten to
 Marburger Pipeline
 Applicant Phillips Exploration, Inc
 Contact Tim McIlwain
 Address 502 Keystone Drive
 City Warrendale State PA Zip Code 15086
 County Butler Township(s) Forward(s)
 Receiving Stream(s) and Classification(s) UNT of Break-
 neck Creek (WWF)
 ESCGP-1 #ESX11-019-0092—Patton Unit No. 1H
 Applicant XTO Energy
 Contact Ms. Melissa Breitenbach
 Address 502 Keystone Drive
 City Warrendale State PA Zip Code 15086
 County Butler Township(s) Connoquenessing(s)
 Receiving Stream(s) and Classification(s) UNT of
 Semiconon Run—CWF; Semiconon Run—CWF
 ESCGP-1 #ESX11-031-0023—Bowser Pipeline
 Applicant Mountain Gathering LLC
 Contact Dewey Chalos
 Address 810 Houston Street
 City Fort Worth State TX Zip Code 76102

County Clarion Township(s) Limestone(s)
 Receiving Stream(s) and Classification(s) Runaway Run
 (CWF) / Runaway Run
 ESCGP-1 #ESX11-019-0087—Reno Road Well Pad
 Applicant Rex Energy Operating Corporation
 Contact Val F. Stetler
 Address 476 Rolling Ridge Drive, Suite 300
 City Butler State PA Zip Code 16801
 County Butler Township(s) Middlesex(s)
 Receiving Stream(s) and Classification(s) UNT to 4 Glade
 Run—WWF
 ESCGP-1 #ESX11-073-0005—Henry Unit 2032
 Applicant Swepi LP
 Contact Kenneth Interval
 Address 190 Thorn Hill Road
 City Warrendale State PA Zip Code 15086
 County Lawrence Township(s) Slippery Rock(s)
 Receiving Stream(s) and Classification(s) Hell Run/Ohio
 River Basin in PA—Ohio River (List W) (EV), Slippery
 Rock Creek
 ESCGP-1 #ESX11-073-0003
 Applicant SWEPI LP
 Contact James Sewell
 Address 190 Thorn Hill Road
 City Warrendale State PA Zip Code 15086
 County Lawrence Township(s) Perry(s)
 Receiving Stream(s) and Classification(s) UNT to Grind-
 stone Run, Grindstone Run, Slippery Rock Creek, Con-
 noquenessing Creek—CWF
*Northwest Region: Watershed Management Program
 Manager, 230 Chestnut Street, Meadville, PA 16335-3481*
*Elk County Conservation District, Elk Courthouse An-
 nex, 300 Center Street, PO Box 448, Ridgway PA 15853*

<i>ESCGP -1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
2411803	Hunt Marcellus Operating Company 1900 N Akard Street Dallas TX 75201	Elk	Ridgway Township	Little Mill Creek HQ-CWF

STORAGE TANKS

SITE-SPECTIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) 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>
11-48-006	Scot Lubricants LLC 6 Horwith Drive Northampton, PA 18067 Attn: Adam Fritz	Northampton	Northampton Borough	22 ASTs storing lubricating oil	660,000 gallons total
11-42-011	American Refining Group 77 N. Kendall Avenue Bradford, PA 16701 Attn: Stephen Sherk	McKean	City of Bradford	2 ASTs storing finished motor oil	42,866 gallons total

SPECIAL NOTICES

Categorical Exclusion

Northwest Regional Office: Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335

Location: Wampum Borough, P. O. Box 65, Wampum, PA 16157

Description: The Pennsylvania Infrastructure Investment Authority (Authority), which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Borough of Wampum proposes to rehabilitate portions of their existing sanitary sewer collection system, primarily by the cured in place lining method. The Department of Environmental Protection's (Department) review of the project and the information received has not identified any significant, adverse environmental impacts resulting from this proposal. The Department has categorically excluded this project from the State Environmental Review Process.

General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)

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

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>
Boggs Twp, Clearfield Co.	PAG-02 17820143	Clearfield County Conservation District 650 Leonard St. Clearfield, PA 16830	Unnamed tributary to Clearfield Creek to Clearfield Creek—Cold Water Fisheries	Moshannon DMO 814-342-8200

[Pa.B. Doc. No. 11-1825. Filed for public inspection October 28, 2011, 9:00 a.m.]

Manure Management Manual

The Department of Environmental Protection (Department) by this notice is providing the final version of the Manure Management Manual; Document No. 361-0300-002, October 29, 2011 (Manual). The Field Application of Manure supplement to the Manual is established under 25 Pa. Code § 91.36(b) (relating to pollution control and prevention at agricultural operations) and provides the opportunity for small farms to develop and implement manure management plans for land application of manure, consistent with the criteria provided in this supplement as an alternative to obtaining either approval or a permit from the Department.

These changes update the Field Application of Manure to current State and Federal standards. The last update of this Manual was in 2001. All farming operations that use manure will meet revised standards in the protection of water quality. The revision is part of the Department's approach to address manure management issues at agricultural operations that are not regulated under the Pennsylvania Nutrient Management Program or the Federal Concentrated Animal Feeding Operation Program.

The revisions to the Manual are part of the Commonwealth's Phase 1 Watershed Implementation Plan and the Department's Chesapeake Bay Water Quality Initiative that has been submitted to the United States Environmental Protection Agency. Implementation of these revisions is consistent with these documents.

The draft version of the Manual was published at 40 Pa.B. 4713 (August 14, 2010). The 90-day comment period ended on November 13, 2010. There were 435 comments from 164 commenters. The Department has developed a Comment and Response Document which summarizes the comments received and the Department's response to each comment. The final version of the Manual reflects changes made to the draft Manual based on comments received, updating and correcting typographical errors and improving formatting, photos and drawings for clarity.

The Department will be conducting training of technical service staffs including National Resources Conservation Service staff and conservation district staff, as well as providing outreach to the agricultural community to improve awareness of the revised Manual. The Department will be partnering with Pennsylvania State University, county conservation districts and others to assist with agricultural outreach. Included in this effort will be promotion of the PA One Stop program developed by Pennsylvania State University as a tool to assist farmers with the development of manure management plans.

For a copy of the revised guidance Manual, the Rate Charts/Instructions as well as a copy of a fill-in-the-blank Workbook, visit www.dep.state.pa.us (keyword: Manure Management). Questions regarding this final guidance document can be directed to Kenn Pattison, (717) 787-5267 or kpattison@pa.gov.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1826. Filed for public inspection October 28, 2011, 9:00 a.m.]

Public Notice of the Availability of National Pollutant Discharge Elimination System General Permit for Point Source Discharges to Waters of this Commonwealth from the Application of Pesticides (PAG-15)

Under The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P.S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department), by this notice, informs the public of the availability of the National Pollution Discharge Elimination System (NPDES) General Permit for Point Source Discharges to Waters of this Commonwealth from the Application of Pesticides (PAG-15). The General Permit will become effective at 12 a.m. on October 29, 2011.

This General Permit is intended to provide coverage under the Clean Water Act to operators who discharge to waters of this Commonwealth from the application of biological pesticides or chemical pesticides that leaves a residue (collectively called pesticides), when the pesticide application is for one of the following pesticide use patterns: (1) mosquito and other flying insect pest control; (2) weed and algae pest control; (3) animal pest control; and (4) forest canopy pest control. Notice of the availability of a draft PAG-15 General Permit was published at 40 Pa.B. 7434 (December 25, 2010). A 30-day comment period was provided for as part of the December 25, 2010, draft permit publication. Comments were received from eight individuals from agencies and companies not affiliated with the Department. A Comment and Response Document has been prepared and will be available on the Department's web site. This General Permit, as finalized, has been modified in comparison to the draft permit in the following significant ways:

- The Annual Treatment Area Threshold has been increased to 6,400 acres for the mosquito and other flying insect pest control and forest canopy pest control use patterns.
- The Annual Treatment Area Threshold has been increased for pesticide applications in water to 80 acres for the weed and algae pest control and animal pest control use patterns.
- Federal and State agencies and pest control districts must apply for coverage under the permit regardless of the anticipated annual treatment area.
- Clarification has been added that operators who intend to use an algacide, herbicide or fish control chemicals in waters of this Commonwealth must continue to obtain joint approval from Fish and Boat Commission and the Department's Safe Drinking Water Program under existing regulations in 25 Pa. Code § 91.38(2) and 58 Pa. Code § 51.61(b)(18) (relating to algicides, herbicides and fish control chemicals; and permits required for disturbance of waterways or watersheds).

The permit document package will be available at the Department's central and regional offices, and can also be accessed through the Department's web site at www.depweb.state.pa.us, select "Licensing, Permits and Certification," then "Program-Specific Permit/Authorization Packages," then "Water Management," then "NPDES (National Pollutant Discharge Elimination System)," then "General Permits," then navigate to the folder for the PAG-15 General Permit.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1827. Filed for public inspection October 28, 2011, 9:00 a.m.]

DEPARTMENT OF HEALTH

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

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, November 16, 2011, from 9 a.m. to 4 p.m. at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

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

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

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

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1828. Filed for public inspection October 28, 2011, 9:00 a.m.]

Human Immunodeficiency Virus (HIV) Integrated Council Public Meeting

The Statewide Integrated HIV Planning Council, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Tuesday, November 15, 2011, from 9 a.m. to 2 p.m. at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

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

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

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

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1829. Filed for public inspection October 28, 2011, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

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

Forest Park Health Center
700 Walnut Bottom Road
Carlisle, PA 17013

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

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

Comments received by the Department within 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).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1830. Filed for public inspection October 28, 2011, 9:00 a.m.]

Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board, established under section 1252 of the Federal Traumatic Brain Injury Act of 1996 (42 U.S.C.A. 300d-52), will hold a public meeting on Friday, November 4, 2011. The meeting will be held from 10 a.m. to 3 p.m. in the large conference room of the Community Center, 2nd Floor, Giant Food Store, 2300 Linglestown Road, Harrisburg, PA 17110.

For additional information, or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Naomi Zeiset, Administrative Assistant, Division of Child and Adult Health Services at (717) 772-2762, or for speech and/or hearing impaired persons contact V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1831. Filed for public inspection October 28, 2011, 9:00 a.m.]

Updating the List of Citations to ACIP Recommendations Prescribing Child Immunization Practices and Immunizing Agents and Doses

In accordance with 31 Pa. Code §§ 89.806(a) and 89.807(b) (relating to coverage of child immunizations; and immunizing agents, doses and AWP's), the Department of Health (Department), Bureau of Communicable Diseases, Division of Immunization is updating 31 Pa. Code Chapter 89, Appendices G and H (relating to ACIP recommendations prescribing child immunization practices; and immunizing agents and doses). The Department has primary responsibility for the interpretation and the implementation of 31 Pa. Code §§ 89.806 and 89.807. See 31 Pa. Code § 89.801(b) (relating to authority and purpose; implementation).

Health insurance policies are required by the Childhood Immunization Insurance Act (act) (40 P. S. §§ 3501—3508) and regulations promulgated thereunder, 31 Pa. Code, Chapter 89, Subchapter L (relating to childhood

immunization insurance) to include coverage for certain childhood immunizations, unless the policies are exempted by the act and 31 Pa. Code § 89.809 (relating to exempt policies). The childhood immunizations covered are those that meet Advisory Committee on Immunization Practices (ACIP) standards in effect on May 21, 1992. See 31 Pa. Code § 89.806(a). A list of the Morbidity and Mortality Weekly Report (MMWR) publications containing ACIP recommendations issued under the ACIP standards in effect on May 21, 1992, appears in 31 Pa. Code Chapter 89, Appendix G.

The Department is required to update the list of these MMWR publications appearing in 31 Pa. Code Chapter 89, Appendix G. See 31 Pa. Code § 89.806(a). The additions to the list are as follows, the remainder of the list in 31 Pa. Code Chapter 89, Appendix G remains in full force and effect:

January 28, 2011, Vol. 60/No. 3

Updated Recommendations for Use of Meningococcal Conjugate Vaccines—Advisory Committee on Immunization Practices (ACIP), 2010

On October 27, 2010, the Advisory Committee on Immunization Practices (ACIP) approved updated recommendations for the use of quadrivalent (serogroups A, C, Y and W-135) meningococcal conjugate vaccines (Menveo, Novartis; and Menactra, Sanofi Pasteur) in adolescents and persons at high risk for meningococcal disease. These recommendations supplement the previous ACIP recommendations for meningococcal vaccination. The Meningococcal Vaccines Work Group of ACIP reviewed available data on immunogenicity in high-risk groups, bactericidal antibody persistence after immunization, current epidemiology, vaccine effectiveness and cost effectiveness of different strategies for vaccination of adolescents. The Work Group then presented policy options for consideration by the full ACIP. This report summarizes two new recommendations approved by ACIP: 1) routine vaccination of adolescents, preferably at age 11 or 12 years, with a booster dose at age 16 years; and 2) a 2-dose primary series administered 2 months apart for persons aged 2 through 54 years with persistent complement component deficiency (for example, C5-C9, properidin, factor H or factor D) and functional or anatomic asplenia, and for adolescents with human immunodeficiency virus (HIV) infection. CDC guidance for vaccine providers regarding the updated recommendations was also included.

February 11, 2011, Vol. 60/No. 5

Recommended Immunization Schedules for Persons Aged 0 Through 18 Years—United States, 2011

Each year, the Advisory Committee on Immunization Practices (ACIP) publishes immunization schedules for persons aged 0 through 18 years. These schedules summarize recommendations for currently licensed vaccines for children aged 18 years and younger and include recommendations in effect as of December 21, 2010. Changes to the previous schedules include the following:

- Guidance has been added for the hepatitis B vaccine schedule for children who did not receive a birth dose.
- Information on use of 13-valent pneumococcal conjugate vaccine has been added.
- Guidance has been added for administration of 1 or 2 doses of seasonal influenza vaccine based upon the child's history of monovalent 2009 H1N1 vaccination.
- Use of tetanus and diphtheria toxoids, and acellular pertussis (Tdap) vaccine among children aged 7 through

10 years who are incompletely vaccinated against pertussis is addressed, and reference to a specified interval between tetanus and diphtheria toxoids (Td) and Tdap vaccination has been removed.

- Footnotes for the use of human papillomavirus vaccine have been condensed.

- A routine 2-dose schedule of quadrivalent meningococcal conjugate vaccine (MCV4) for certain persons at high risk for meningococcal disease, and recommendations for a booster dose of MCV4 have been added.

- Guidance for use of *Haemophilus influenzae* type b (Hib) vaccine in persons aged 5 years and older in the catch-up schedule has been condensed.

The National Childhood Vaccine Injury Act requires that health care providers provide parents or patients with copies of Vaccine Information Statements before administering each dose of the vaccines listed in the schedules. Additional information is available from state health departments and from CDC at <http://www.cdc.gov/vaccines/pubs/vis/default.htm>.

Detailed recommendations for using vaccines are available from ACIP statements (available at <http://www.cdc.gov/vaccines/pubs/acip-list.htm>) and the 2009 Red Book (7). Guidance regarding the Vaccine Adverse Event Reporting System form is available online (<http://www.vaers.hhs.gov>) or (800) 822-7967.

April 8, 2011, Vol. 60/No. 1

Measles Imported by Returning U.S. Travelers Aged 6-23 Months, 2001-2011

In the first 2 months of 2011, CDC received reports of seven imported measles cases among returning United States travelers aged 6-23 months; four required hospitalization. Young children are at greater risk for severe measles, death or sequelae such as subacute sclerosing panencephalitis. Although all seven children had been eligible for vaccination before travel, none had received measles, mumps and rubella vaccine, the only measles-containing vaccine currently available in the United States. To characterize imported measles cases reported in the first 2 months of 2011 in United States travelers aged 6-23 months and compare them with cases in recent years, CDC analyzed data from the National Notifiable Diseases Surveillance System (NNDSS) for the period January 2001 through February 2011. The results of that analysis indicated that, during January through February

2011, a total of 13 imported cases were reported in United States residents, including the seven children aged 6-23 months. During 2001-2010, a total of 159 imported cases were reported in United States residents, including 47 (range: 3-8 per year) in children aged 6-23 months (three of whom had been vaccinated before travel). Because measles remains endemic in much of the world, international travelers should be up-to-date on vaccinations. In accordance with the Advisory Committee for Immunization Practices (ACIP) recommendations, United States children who travel or live abroad should be vaccinated at an earlier age than those living in the United States because of the greater risk for exposure to measles outside the United States, and particularly outside the Americas.

May 27, 2011, Vol. 60/No. 20

Measles-United States, January-May 20, 2011

Measles is a highly contagious, acute viral illness that can lead to serious complications and death. Endemic or sustained measles transmission has not occurred in the United States since the late 1990s, despite continued importations. During 2001-2008, a median of 56 (range: 37-140) measles cases were reported to CDC annually; during the first 19 weeks of 2011, 118 cases of measles were reported, the highest number reported for this period since 1996. Of the 118 cases, 105 (89%) were associated with importation from other countries, including 46 importations (34 among United States residents traveling abroad and 12 among foreign visitors). Among those 46 cases, 40 (87%) were importations from the World Health Organization European and South-East Asia regions. Of the 118, 105 (89%) patients were unvaccinated. Forty-seven (40%) patients were hospitalized and nine had pneumonia. The increased number of measles importations into the United States this year underscores the importance of vaccination to prevent measles and its complications.

The Department is also required to update information relating to immunizing agents and doses that the Department has extracted from ACIP recommendations issued under the standards in 31 Pa. Code § 89.806(a). See 31 Pa. Code § 89.807(b). The Department is also to periodically list the average wholesale price (AWP) for immunizing agents. Id. This information currently appears in 31 Pa. Code Chapter 89, Appendix H (relating to immunizing agents and doses). The updated information is as follows:

2011 List of Immunizing Agents and Average Wholesale Prices*

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose**</i>
Diphtheria Tetanus acellular Pertussis Vaccine (DTaP):					
sanofi Pasteur	Tripedia	49281-0298-10	10 x 1	0.5 ml	\$27.97
sanofi pasteur	Daptacel	49281-0286-10	10 x 1	0.5 ml	\$28.83
GlaxoSmithKline	Infanrix—syringe	58160-0812-46	10 x 1	0.5 ml	\$23.02
GlaxoSmithKline	Infanrix	58160-0810-11	10 x 1	0.5 ml	\$24.70
Tetanus Diphtheria acellular Pertussis Vaccine (Tdap):					
sanofi pasteur	Adacel	49281-0400-10	10 x 1	0.5 ml	\$46.15
sanofi pasteur	Adacel	49281-0400-15	5 x 1	0.5 ml	\$46.15
GlaxoSmithKline	Boostrix	58160-0842-11	10 x 1	0.5 ml	\$44.61
GlaxoSmithKline	Boostrix—syringe	58160-0842-51	10 x 1	0.5 ml	\$44.61

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose**</i>
Diphtheria Tetanus pediatric Vaccine (DT pediatric):					
sanofi pasteur	DT Pediatric	49281-0278-10	10 x 1	0.5 ml	\$37.27
Diphtheria Tetanus acellular Pertussis/Haemophilus Influenzae B (DTaP-HIB):					
sanofi pasteur	TriHIBit	49281-0597-05	5 x 1	0.5 ml	\$56.58
Tetanus Diphtheria adult Vaccine (Td adult):					
sanofi pasteur	Decavac	49281-0291-83	10 x 1	0.5 ml	\$24.17
sanofi pasteur	Decavac	49281-0291-10	10 x 1	0.5 ml	\$24.17
Merck & Co.	Td Vaccine	14362-0111-03	10 x 1	0.5 ml	\$22.34
Diphtheria, Tetanus, acellular Pertussis, Haemophilus Influenzae B, Polio (DTaP, HIB, IPV):					
sanofi pasteur	Pentacel	49281-0510-05	5 x 1	0.5 ml	\$92.22
Diphtheria, Tetanus, acellular Pertussis, Polio (DTaP, IPV):					
GlaxoSmithKline	Kinrix—syringe	58160-0812-51	10 x 1	0.5 ml	\$57.00
GlaxoSmithKline	Kinrix	58160-0812-11	10 x 1	0.5 ml	\$57.00
Diphtheria, Tetanus, acellular Pertussis, Hepatitis B, Polio (DTaP, Hep B, IPV):					
GlaxoSmithKline	Pediarix	58160-0811-11	10 x 1	0.5 ml	\$84.12
GlaxoSmithKline	Pediarix—syringe	58160-0811-46	5 x 1	0.5 ml	\$84.12
Tetanus Toxoid:					
sanofi pasteur	Tetanus toxoid	49281-0820-10	10 x 1	0.5 ml	\$37.03
Haemophilus Influenzae Type B Vaccine (HIB):					
sanofi pasteur	ActHIB	49281-0545-05	5 x 1	10 mcg	\$29.00
Merck & Co.	Pedvax HIB	00006-4897-00	10 x 1	7.5 mcg	\$27.32
GlaxoSmithKline	Hiberix	58160-0806-05	10 x 1	0.5 ml	\$8.66
Injectable Polio Vaccine Inactivated (Salk Enhanced IPV):					
sanofi pasteur	IPOL	49281-0860-55	10 x 1	0.5 ml	\$30.36
sanofi pasteur	IPOL	49281-0860-10	5.0 ml	0.5 ml	\$30.36
Measles Mumps Rubella Vaccine (MMR):					
Merck & Co.	MMR II	00006-4681-00	10 x 0.5	0.5 ml	\$55.40
Measles Vaccine (Rubeola):					
Merck & Co.	Attenuvax	0006-4589-00	10 x 0.5	0.5 ml	\$20.48
Meningococcal Conjugate Vaccine (MCV4):					
sanofi pasteur	Menactra	49281-0589-05	5 x 1	0.5 ml	\$127.64
sanofi pasteur	Menactra	49281-0589-15	5 x 1	0.5 ml	\$127.64
Novartis	Menveo	46028-0208-01	5 x 1	0.5 ml	\$106.49
Meningococcal Polysaccharide Vaccine:					
sanofi pasteur	Menomune-A/C/Y/W-135	49281-0489-91	10 x 1	0.5 ml	\$130.11
sanofi pasteur	Menomune-A/C/Y/W-135	49281-0489-01	each	0.5 ml	\$130.11
Mumps Vaccine:					
Merck & Co.	Mumpsvox	00006-4584-00	10 x 0.5	0.5 ml	\$26.54
Rubella Vaccine:					
Merck & Co.	Meruvax II	00006-4673-00	10 x 0.5	0.5 ml	\$22.83
Hepatitis A Vaccine (HEP-A):					
Merck & Co.	VAQTA—syringe	00006-4096-31	1.0 ml	1.0 ml	\$77.89
Merck & Co.	VAQTA—syringe	00006-4096-06	6 x 1	1.0 ml	\$77.87

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose**</i>
Merck & Co.	VAQTA	00006-4841-00	1.0 ml	1.0 ml	\$76.21
Merck & Co.	VAQTA	00006-4841-41	10 x 1	1.0 ml	\$71.99
Merck & Co.	VAQTA Pediatric	00006-4831-41	10 x 0.5	0.5 ml	\$36.44
GlaxoSmithKline	Havrix Ped—syringe	58160-0825-52	10 x 1	0.5 ml	\$34.34
GlaxoSmithKline	Havrix Pediatric	58160-0825-11	10 x 1	0.5 ml	\$34.34
GlaxoSmithKline	Havrix—syringe	58160-0826-46	5 x 1	1 ml	\$72.68
GlaxoSmithKline	Havrix	58160-0826-11	10 x 1	1 ml	\$72.68
Varicella Virus Vaccine:					
Merck & Co.	Varivax	00006-4826-00	each	0.5 ml	\$105.29
Merck & Co.	Varivax	00006-4827-00	10 x 1	0.5 ml	\$100.38
Merck & Co.	Zostavax	00006-4963-00	each	19400 pfu	\$193.80
Merck & Co.	Zostavax	00006-4963-41	10 x 1	19400 pfu	\$184.72
Human Papilloma Virus Vaccine:					
Merck & Co.	Gardasil	00006-4045-00	each	0.5 ml	\$156.50
Merck & Co.	Gardasil	00006-4045-41	10 x 1	0.5 ml	\$156.18
Merck & Co.	Gardasil—syringe	00006-4109-06	6 x 1	0.5 ml	\$158.00
Merck & Co.	Gardasil—syringe w/o needle	00006-4109-09	6 x 1	0.5 ml	\$158.00
GlaxoSmithKline	Cervarix	58160-0830-11	10 x 1	0.5 ml	\$128.75
GlaxoSmithKline	Cervarix—syringe	58160-0830-46	5 x 1	0.5 ml	\$128.75
Rotavirus Vaccine:					
Merck & Co.	Rotateq	00006-4047-41	10 x 1	2 ml	\$83.35
GlaxoSmithKline	Rotarix	58160-0805-11	10 x 1	1.0 ml	\$122.85
Influenza Virus Vaccine:					
Novartis	Fluvirin	66521-113-02	10 x 1	0.5 ml	\$18.24
Novartis	Fluvirin	66521-113-10	10 x 1	0.5 ml	\$14.81
Sanofi pasteur	Fluzone	49281-0011-10	10 x 1	0.5 ml	\$15.58
Sanofi pasteur	Fluzone	49281-0011-50	10 x 1	0.5 ml	\$15.58
Sanofi pasteur	Fluzone	49281-0388-15	10 x 1	0.5 ml	\$14.01
Sanofi pasteur	Fluzone Pediatric	49281-0111-25	10 x 1	0.25 ml	\$16.53
GlaxoSmithKline	Fluarix	58160-0873-46	5 x 1	0.5 ml	\$15.75
MedImmune	Flumist	66019-0108-10	10 x 1	0.2 ml	\$22.31
Merck & Co.	Afluria	33332-0010-01	10 x 1	0.5 ml	\$13.05
Merck & Co.	Afluria	33332-0111-10	Multidose	0.5 ml	\$12.15
Hepatitis B Vaccine (HEP-B):					
Merck & Co.	Recombivax HBHepatitis B vaccine (Recombinant) Dialysis Formulation	00006-4992-00	each	1.0 ml	\$165.29
Merck & Co.	Recombivax HB Pediatric	00006-4981-00	10 x 0.5 ml	0.5 ml	\$27.85
Merck & Co.	Recombivax HB	00006-4995-00	1.0 ml	1.0 ml	\$71.64
Merck & Co.	Recombivax HB	00006-4995-41	10 x 1.0 ml	1.0 ml	\$70.81

<i>Product Name, Company</i>	<i>Brand/Product Name</i>	<i>NDC Number</i>	<i>Unit</i>	<i>Dose</i>	<i>AWP/Dose**</i>
Merck & Co.	Recombivax HB syringe	00006-4094-31	1.0 ml	1.0 ml	\$73.31
Merck & Co.	Recombivax HB syringe	00006-4094-06	6 x 1.0 ml	1.0 ml	\$73.31
Merck & Co	Recombivax HB syringe w/o needle	00006-4094-09	6 x 1.0 ml	1.0 ml	\$73.31
GlaxoSmithKline	Engerix-B Pediatric	58160-0820-11	10 x 1	0.5 ml	\$25.49
GlaxoSmithKline	Engerix-B Pediatric	58160-0820-46	5 x 1	0.5 ml	\$25.49
GlaxoSmithKline	Engerix-B Pediatric	58160-0856-35	5 x 1	0.5 ml	\$25.49
GlaxoSmithKline	Engerix-B syringe	58160-0821-51	10 x 1	1.0 ml	\$62.85
GlaxoSmithKline	Engerix-B syringe	58160-0821-11	10 x 1	1.0 ml	\$62.85
Hepatitis B / HIB:					
Merck & Co.	COMVAX	00006-4898-00	10 x 0.5 ml	0.5 ml	\$52.27
Hepatitis A & Hepatitis B Vaccine:					
GlaxoSmithKline	Twinrix	58160-0815-11	10 x 1.0	1.0 ml	\$103.43
GlaxoSmithKline	Twinrix—syringe	58160-0815-46	5 x 1.0	1.0 ml	\$103.43
Pneumococcal Vaccine:					
Pfizer	Prevnar 13	0005-1971-02	10 x 1	0.5 ml	\$141.75
Merck & Co.	Pneumovax 23	00006-4739-00	2.5 ml	0.5 ml	\$60.20
Merck & Co.	Pneumovax 23	00006-4943-00	10 x 1	0.5 ml	\$67.58
Measles, Mumps, Rubella, and Varicella Vaccine					
Merck & Co.	ProQuad	00006-4999-00	10 x 0.5	0.5 ml	\$160.12

* This publication was prepared in accordance with the Childhood Immunization Insurance Act (40 P. S. §§ 3501—3508). Merck & Co., Inc. has indicated their intent to no longer provide or validate AWP pricing of Merck vaccine. Use of information is voluntary and should not be relied upon. We encourage readers to review the specific statutes, regulations and other interpretive materials.

** Indicates the Estimated Acquisition Cost (EAC) as stated in the Department of Public Welfare, Office of Medical Assistance Programs, Medical Assistance Regulations in 55 Pa. Code § 1121.55 (relating to method of payment).

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille), should contact the Department of Health, Division of Immunizations, Room 1026, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 787-5681, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1832. Filed for public inspection October 28, 2011, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Availability of the Temporary Assistance for Needy Families State Plan

The Department of Public Welfare (Department) is making available for comment an updated Temporary Assistance for Needy Families (TANF) State Plan. The State Plan was developed in accordance with the requirements of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (act) (Pub. L. No. 104-193). The act provides each state with a TANF Block Grant and the opportunity, with broad Federal guidelines, to design and operate its own programs. The original State Plan was published at 27 Pa.B. 342 (January 18, 1997). Updated Plans were published at 29 Pa.B. 5658 (October 30, 1999) and 32 Pa.B. 6401 (December 28, 2002). The availability of the 2005 and 2008 TANF State Plans were published at 35 Pa.B. 6289 (November 12, 2005) and 38 Pa.B. 6342 (November 15, 2008), respectively. The 2011 State Plan will be submitted to Department of Health and Human Services in December 2011.

Public Comment

Future amendments to the State Plan will incorporate suggestions and recommendations received during the comment period. The 45-day comment period begins on the date this notice is published in the *Pennsylvania Bulletin*.

Copies of the State Plan are available for all interested individuals and groups by written request or at the Department's web site at www.dpw.state.pa.us. Written requests should be directed to Edward J. Zogby, Attention: TANF State Plan, Director, Bureau of Policy, Office of Income Maintenance, Room 431, Health and Welfare Building, Harrisburg, PA 17120.

Interested persons are invited to submit written comments regarding this notice to the Department at the Bureau of Policy address listed previously. Comments received within 45 days will be reviewed and considered for any subsequent revision of the State Plan.

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).

GARY D. ALEXANDER,
Secretary

[Pa.B. Doc. No. 11-1833. Filed for public inspection October 28, 2011, 9:00 a.m.]

Payment for Nursing Facility Services Provided by Special Rehabilitation Nursing Facilities; Change in Methods and Standards of Setting Payment Rates

The Department of Public Welfare (Department) is considering amending its regulations and the Commonwealth's Title XIX State Plan to change its methods and standards for payment of Medical Assistance (MA) nursing facility services provided by Special Rehabilitation Nursing Facilities (SRF) beginning November 1, 2011.

Background

Currently, the MA Program pays for nursing facility services provided to MA eligible recipients in SRFs at per diem rates that are computed using the case-mix payment system set forth in the Department's regulations in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting). The case-mix rates for SRFs are calculated using the same methodology as all other nonpublic nursing facilities except that, for the purposes of establishing peer group medians and prices, SRFs are classified in a Statewide peer group without regard to their size or geographic location.¹ For a nursing facility to be classified in the SRF peer group, more than 70% of the nursing facility's residents must have a neurological/neuromuscular diagnosis and severe functional limitations.² When the case-mix system was implemented on January 1, 1996, three nursing facilities were approved as SRFs. A facility related to one of the original three was approved in 2000. Currently, there are eight SRFs.

This public notice supersedes the notice published at 40 Pa.B. 7441 (December 25, 2010), in which the Department announced it was considering changing its methods

¹ Hospital-based nursing facilities are also classified in a state-wide peer group. See 55 Pa. Code § 1187.94 (relating to peer grouping for price setting).

² See 55 Pa. Code § 1187.2 (relating to definitions).

and standard for payment of MA nursing facility services provided by SRFs beginning January 1, 2011.

Peer Grouping for Price Setting

The Department is considering an amendment to the manner in which the peer group medians and peer group prices would be set for Peer Group (PG) 13. For this purpose, the Department would array the first four SRFs to set the peer group median and prices for those four facilities. The remaining four SRFs, and any subsequent facility designated as an SRF, would be arrayed with all other SRFs, including the first four SRFs to set their peer group median and prices. The effective date of this amendment would be November 1, 2011. The Department would continue using data from all existing and future nursing facilities classified as SRFs to establish PG13 peer group medians and peer group prices for the SRFs that are approved after July 1, 2000.

Fiscal Impact

There is no fiscal impact for Fiscal Year 2011-2012.

Public Comment

Interested persons are invited to submit written comments regarding these proposed changes to the Department of Public Welfare, Office of Long-Term Living, Attention: Marilyn Yocum, Department of Public Welfare/Department of Aging, Office of Long-Term Living, Policy and Strategic Planning, 555 Walnut Street, Forum Place, 5th Floor, Harrisburg, PA 17101-1919. 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).

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-724. No fiscal impact; (8) recommendations adoption.

[Pa.B. Doc. No. 11-1834. Filed for public inspection October 28, 2011, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Candy Cane Cash '11 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Candy Cane Cash '11.

2. *Price:* The price of a Pennsylvania Candy Cane Cash '11 instant lottery game ticket is \$1.

3. *Prize Play Symbols:* Each Pennsylvania Candy Cane Cash '11 instant lottery game ticket will contain one play area. The prize play symbols and their captions located in the play area are: FREE (TICKET), \$1⁰⁰ (ONEDOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FORDOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TENDOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY),

\$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$1,000 (ONE THO) and a Double Candy Cane (DBLCAN) symbol.

4. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100 and \$1,000.

5. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two \$100,000 Jolly Jackpot second-chance drawings for which non-winning Pennsylvania Candy Cane Cash '11 instant lottery game tickets may be eligible as provided for in section 9.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 19,200,000 tickets will be printed for the Pennsylvania Candy Cane Cash '11 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with three matching prize play symbols of \$1,000 (ONE THO) in the play area, on a single ticket, shall be entitled to a prize of \$1,000.

(b) Holders of tickets with three matching prize play symbols of \$100 (ONE HUN) in the play area, on a single ticket, shall be entitled to a prize of \$100.

(c) Holders of tickets with two matching prize play symbols of \$50.⁰⁰ (FIFTY) and a Double Candy Cane (DBLCAN) symbol in the play area, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets with three matching prize play symbols of \$40.⁰⁰ (FORTY) in the play area, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets with two matching prize play symbols of \$20.⁰⁰ (TWENTY) and a Double Candy Cane (DBLCAN) symbol in the play area, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with three matching prize play symbols of \$20.⁰⁰ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets with two matching prize play symbols of \$10.⁰⁰ (TEN DOL) and a Double Candy Cane

(DBLCAN) symbol in the play area, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets with three matching prize play symbols of \$10.⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets with two matching prize play symbols of \$5.⁰⁰ (FIV DOL) and a Double Candy Cane (DBLCAN) symbol in the play area, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets with three matching prize play symbols of \$5.⁰⁰ (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(k) Holders of tickets with three matching prize play symbols of \$4.⁰⁰ (FOR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$4.

(l) Holders of tickets with two matching prize play symbols of \$2.⁰⁰ (TWO DOL) and a Double Candy Cane (DBLCAN) symbol in the play area, on a single ticket, shall be entitled to a prize of \$4.

(m) Holders of tickets with three matching prize play symbols of \$2.⁰⁰ (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(n) Holders of tickets with two matching prize play symbols of \$1.⁰⁰ (ONE DOL) and a Double Candy Cane (DBLCAN) symbol in the play area, on a single ticket, shall be entitled to a prize of \$2.

(o) Holders of tickets with three matching prize play symbols of \$1.⁰⁰ (ONE DOL) in the play area, on a single ticket, shall be entitled to a prize of \$1.

(p) Holders of tickets with three matching prize play symbols of FREE (TICKET) in the play area, on a single ticket, shall be entitled to a prize of one Pennsylvania Candy Cane Cash '11 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

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

<i>Get Three Like Amounts, Win That Amount. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 19,200,000 Tickets</i>
3-FREEs	FREE \$1 TICKET	10.71	1,792,000
3-\$1s	\$1	150	128,000
2-\$1s w/DOUBLE CANDY CANE	\$2	33.33	576,000
3-\$2s	\$2	30	640,000
2-\$2s w/DOUBLE CANDY CANE	\$4	150	128,000
3-\$4s	\$4	150	128,000
3-\$5s	\$5	75	256,000
2-\$5s w/DOUBLE CANDY CANE	\$10	120	160,000
3-\$10s	\$10	150	128,000
2-\$10s w/DOUBLE CANDY CANE	\$20	600	32,000
3-\$20s	\$20	600	32,000
2-\$20s w/DOUBLE CANDY CANE	\$40	2,087	9,200
3-\$40s	\$40	2,526	7,600
2-\$50s w/DOUBLE CANDY CANE	\$100	5,333	3,600
3-\$100s	\$100	6,857	2,800
3-\$1,000s	\$1,000	120,000	160

Get two like amounts and a "DOUBLE CANDY CANE" (DBLCAN) symbol, win double that amount.

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

9. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings' Requirements:

(a) To be eligible for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, players must enter non-winning qualifying Pennsylvania Lottery 2011 holiday instant tickets via the Lottery's website (palottery.com). To enter qualifying non-winning tickets players must visit the Lottery's website, click on the \$100,000 Jolly Jackpot promotional link, follow the instructions to establish an entry account and enter the identifying information from at least one non-winning qualifying Pennsylvania Lottery 2011 holiday instant lottery ticket.

(1) Players must be members of the Pennsylvania Lottery VIP Players Club to submit entries.

(2) The contents of the entry account must be accurate and complete. Incomplete entry accounts cannot be submitted.

(3) Only one claimant per entry allowed.

(4) Claimant must be 18 years of age or older.

(5) Entries must be submitted from a computer within Pennsylvania.

(6) The only entry method for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings is via the Lottery's website.

(b) The purchase price of each non-winning qualifying Pennsylvania Lottery 2011 holiday instant ticket entered will determine the number of entries a player will receive. For example, entering a non-winning PA-0909 Candy Cane Cash '11 (\$1) ticket will entitle the player to 1 entry.

(c) The qualifying Pennsylvania Lottery 2011 holiday instant tickets, their respective purchase prices and corresponding number of entries are: PA-0904 Merry Millions (\$20) = 20 entries; PA-0905 Holiday Gifts '11 (\$10) = 10 entries; PA-0906 Treasure Tree '11 (\$5) = 5 entries; PA-907 Peng-Win (\$3) = 3 entries; PA-0908 Season's Greetings '11 (\$2) = 2 entries; and PA-0909 Candy Cane Cash '11 (\$1) = 1 entry.

10. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings:

(a) The Lottery will conduct two second-chance drawings, an Early Bird and a Grand Prize drawing, as part of the Pennsylvania Lottery's \$100,000 Jolly Jackpot promotion. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received on or before 11:59:59 p.m. November 28, 2011, will be entered in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, which will be held the week of November 29, 2011, and the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(2) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received after 11:59:59 p.m. November 28, 2011, through 11:59:59 p.m. January 2, 2012, will be eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(3) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing will be announced during the Pennsylvania Lottery's live drawing show on December 3, 2011.

(4) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing will be announced during the Pennsylvania Lottery's live drawing show on January 7, 2012.

(5) The odds of an entry being selected in a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing depend upon the number of entries received for that drawing.

(b) To be eligible to participate in a particular Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, entries must have complied with the requirements of section 9.

(c) The Lottery assumes no responsibility for late, lost or misdirected entries not entered into the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(d) If a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entry is rejected during or following a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(e) A computer-generated randomizer will be used to select the winners.

(f) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing will be disqualified and a replacement entry will be selected.

(g) If any discrepancy exists between the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules and any material describing the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules shall govern.

(h) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC and other agents and families living in the same household of each are not eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Offer void where prohibited or restricted.

(i) If, for any reason, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are not capable of running as planned due to, without limitation, errors in these rules or advertising, tampering, unauthorized intervention, fraud, technical failures, human error or any other cause beyond the control of the Pennsylvania Lottery that, in the sole judgment of the Pennsylvania Lottery, could corrupt or affect the administration, security, fairness, integrity or proper conduct of the drawings, the Pennsylvania Lottery reserves the right, at its sole discretion, to cancel, terminate, modify or suspend the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(j) All entries shall be subject to verification by the Pennsylvania Lottery.

(k) The Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(l) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won.

(m) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(n) The payment of a prize awarded in the Pennsylvania Lottery's Jolly Jackpot second-chance drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

11. *Description of Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings prizes:*

(a) The first through the tenth winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, held the week of November 29, 2011, shall be entitled to \$10,000. This prize shall be paid as a lump-sum cash payment.

(b) The first winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, held the week of January 3, 2012, shall be entitled to \$100,000. This prize shall be paid as a lump-sum cash payment.

12. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Candy Cane Cash '11 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Candy Cane Cash '11, prize money from winning Pennsylvania Candy Cane Cash '11 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Candy Cane Cash '11 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

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

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1835. Filed for public inspection October 28, 2011, 9:00 a.m.]

Pennsylvania Holiday Gifts '11 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Holiday Gifts '11.

2. *Price:* The price of a Pennsylvania Holiday Gifts '11 instant lottery game ticket is \$10.

3. *Play Symbols:* Each Pennsylvania Holiday Gifts '11 instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area printed in black ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "WINNING NUMBERS" area printed in red ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "YOUR NUMBERS" area printed in black ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY) and a Wreath (WREATH) symbol. The play symbols and their captions located in the "YOUR NUMBERS" area printed in red ink are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TENDOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONEHUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONETHO), \$50,000 (FTY THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000, \$50,000 and \$250,000. A player can win up to 16 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two \$100,000 Jolly Jackpot second-chance drawings for which non-winning Pennsylvania Holiday Gifts '11 instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 5,760,000 tickets will be printed for the Pennsylvania Holiday Gifts '11 instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and

caption printed in black ink, and a prize symbol of \$250,000 (TWHNFYTH) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in red ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WREATH) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the "prize" areas and a prize symbol of \$100 (ONE HUN) appears in six of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in red ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WREATH) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "prize" areas, a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the "prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$400 (FOR HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WREATH) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in twelve of the "prize" areas and a prize symbol of \$40⁰⁰ (FORTY) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WREATH) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in six of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in red ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WREATH) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in twelve of the "prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in red ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in red ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$40⁰⁰ (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$10^{.00} (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption

printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$5^{.00} (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

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

When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,760,000 Tickets</i>	
\$5 x 2	\$10	12	480,000
\$10	\$10	12	480,000
\$5 x 4	\$20	60	96,000
\$10 x 2	\$20	30	192,000
\$20	\$20	30	192,000
\$5 x 8	\$40	200	28,800
\$10 x 4	\$40	300	19,200
\$20 x 2	\$40	300	19,200
\$40	\$40	200	28,800
\$5 x 10	\$50	600	9,600
\$5 w/RED	\$50	200	28,800
\$10 x 5	\$50	600	9,600
\$50	\$50	600	9,600
WREATH w/(\$5 x 12) + (\$10 x 4)	\$100	600	9,600
\$10 w/RED	\$100	600	9,600
\$50 x 2	\$100	600	9,600
\$20 x 5	\$100	120	48,000
\$100	\$100	600	9,600
WREATH w/(\$10 x 10) + (\$50 x 6)	\$400	6,000	960
WREATH w/(\$20 x 12) + (\$40 x 4)	\$400	6,000	960
\$40 x 10	\$400	12,000	480
\$50 x 8	\$400	12,000	480
\$100 x 4	\$400	8,000	720
\$400	\$400	8,000	720
WREATH w/(\$10 x 5) + (\$40 x 10) + \$50	\$500	20,000	288
(\$40 x 10) + (\$50 x 2)	\$500	24,000	240
\$50 w/RED	\$500	24,000	240
\$100 x 5	\$500	24,000	240
\$400 + \$100	\$500	20,000	288
\$500	\$500	20,000	288
WREATH w/(\$40 x 10) + (\$100 x 6)	\$1,000	24,000	240
(\$40 x 5) + (\$400 x 2)	\$1,000	24,000	240
\$100 x 10	\$1,000	24,000	240
\$500 x 2	\$1,000	30,000	192
\$1,000	\$1,000	24,000	240
(\$500 w/RED) x 10	\$50,000	480,000	12
\$50,000	\$50,000	480,000	12
\$250,000	\$250,000	480,000	12

Red number match = win 10 times the prize shown under the matching number.
 "WREATH" (WREATH) symbol = win all 16 prizes shown.

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

10. *Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings' Requirements:*

(a) To be eligible for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, players must enter non-winning qualifying Pennsylvania Lottery 2011 holiday instant tickets via the Lottery's website (palottery.com). To enter qualifying non-winning tickets players must visit the Lottery's website, click on the

\$100,000 Jolly Jackpot promotional link, follow the instructions to establish an entry account and enter the identifying information from at least one non-winning qualifying Pennsylvania Lottery 2011 holiday instant lottery ticket.

(1) Players must be members of the Pennsylvania Lottery VIP Players Club to submit entries.

(2) The contents of the entry account must be accurate and complete. Incomplete entry accounts cannot be submitted.

- (3) Only one claimant per entry allowed.
- (4) Claimant must be 18 years of age or older.
- (5) Entries must be submitted from a computer within Pennsylvania.
- (6) The only entry method for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings is via the Lottery's website.
- (b) The purchase price of each non-winning qualifying Pennsylvania Lottery 2011 holiday instant ticket entered will determine the number of entries a player will receive. For example, entering a non-winning PA-0905 Holiday Gifts '11 (\$10) ticket will entitle the player to 10 entries.
- (c) The qualifying Pennsylvania Lottery 2011 holiday instant tickets, their respective purchase prices and corresponding number of entries are: PA-0904 Merry Millions (\$20) = 20 entries; PA-0905 Holiday Gifts '11 (\$10) = 10 entries; PA-0906 Treasure Tree '11 (\$5) = 5 entries; PA-907 Peng-Win (\$3) = 3 entries; PA-0908 Season's Greetings '11 (\$2) = 2 entries; and PA-0909 Candy Cane Cash '11 (\$1) = 1 entry.

11. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings:

(a) The Lottery will conduct two second-chance drawings, an Early Bird and a Grand Prize drawing, as part of the Pennsylvania Lottery's \$100,000 Jolly Jackpot promotion. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received on or before 11:59:59 p.m. November 28, 2011, will be entered in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, which will be held the week of November 29, 2011, and the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(2) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received after 11:59:59 p.m. November 28, 2011, through 11:59:59 p.m. January 2, 2012, will be eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(3) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing will be announced during the Pennsylvania Lottery's live drawing show on December 3, 2011.

(4) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing will be announced during the Pennsylvania Lottery's live drawing show on January 7, 2012.

(5) The odds of an entry being selected in a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing depend upon the number of entries received for that drawing.

(b) To be eligible to participate in a particular Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, entries must have complied with the requirements of section 10.

(c) The Lottery assumes no responsibility for late, lost or misdirected entries not entered into the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(d) If a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entry is rejected during or following a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, the sole remedy is to select

another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(e) A computer-generated randomizer will be used to select the winners.

(f) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing will be disqualified and a replacement entry will be selected.

(g) If any discrepancy exists between the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules and any material describing the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules shall govern.

(h) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC and other agents and families living in the same household of each are not eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Offer void where prohibited or restricted.

(i) If, for any reason, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are not capable of running as planned due to, without limitation, errors in these rules or advertising, tampering, unauthorized intervention, fraud, technical failures, human error or any other cause beyond the control of the Pennsylvania Lottery that, in the sole judgment of the Pennsylvania Lottery, could corrupt or affect the administration, security, fairness, integrity or proper conduct of the drawings, the Pennsylvania Lottery reserves the right, at its sole discretion, to cancel, terminate, modify or suspend the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(j) All entries shall be subject to verification by the Pennsylvania Lottery.

(k) The Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(l) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won.

(m) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(n) The payment of a prize awarded in the Pennsylvania Lottery's Jolly Jackpot second-chance drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

12. Description of Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings prizes:

(a) The first through the tenth winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, held the week of November 29, 2011, shall be entitled to \$10,000. This prize shall be paid as a lump-sum cash payment.

(b) The first winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, held the week of January 3, 2012, shall be entitled to \$100,000. This prize shall be paid as a lump-sum cash payment.

13. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Holiday Gifts '11 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Holiday Gifts '11, prize money from winning Pennsylvania Holiday Gifts '11 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Holiday Gifts '11 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

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

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1836. Filed for public inspection October 28, 2011, 9:00 a.m.]

Pennsylvania Merry Millions Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Merry Millions.

2. *Price:* The price of a Pennsylvania Merry Millions instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania Merry Millions instant game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19

(NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Reindeer (REINDEER) symbol, \$\$ (WIN250) symbol and a MERRY (MERRY) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$10 (TENDOL), \$20 (TWENTY), \$25 (TWY FIV), \$40 (FORTY), \$50 (FIFTY), \$100 (ONEHUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONETHO), \$2,500 (TWYFIVHUN), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$25, \$40, \$50, \$100, \$250, \$500, \$1,000, \$2,500, \$100,000 and \$1,000,000. A player can win up to 20 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two \$100,000 Jolly Jackpot second-chance drawings for which non-winning Pennsylvania Merry Millions instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 2,400,000 tickets will be printed for the Pennsylvania Merry Millions instant game.

8. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1MILL (ONE MIL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000. This prize shall be paid as a lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MERRY (MERRY) symbol, and a prize symbol of \$50 (FIFTY) appears in six of the "prize" areas, a prize symbol of \$100 (ONE HUN) appears in twelve of the "prize" areas and a prize symbol of \$500 (FIV HUN) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$2,500.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a MERRY (MERRY) symbol, and a prize symbol of \$20 (TWENTY) appears in five of the "prize" areas, a prize symbol of \$50 (FIFTY) appears in twelve of the "prize" areas and a prize symbol of \$100

(ONE HUN) appears in three of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a MERRY (MERRY) symbol, and a prize symbol of \$25 (TWY FIV) appears in twenty of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a MERRY (MERRY) symbol, and a prize symbol of \$10 (TEN DOL) appears in five of the “prize” areas, a prize symbol of \$20 (TWENTY) appears in ten of the “prize” areas and a prize symbol of \$50 (FIFTY) appears in five of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$250 (TWOHUNFTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$\$ (WIN250) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears under the \$\$ (WIN250) symbol, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Reindeer (REINDEER) symbol, and a prize symbol of \$100 (ONE HUN) appears under the Reindeer (REINDEER) symbol, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50 (FIFTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Reindeer (REINDEER) symbol, and a prize symbol of \$50 (FIFTY) appears under the Reindeer (REINDEER) symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40 (FORTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Reindeer (REINDEER) symbol, and a prize symbol of \$40 (FORTY) appears under the Reindeer (REINDEER) symbol, on a single ticket, shall be entitled to a prize of \$40.

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

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

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10 (TEN DOL) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

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

When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:

\$10 × 2
 \$20 w/REINDEER
 \$20
 \$20 × 2
 \$40 w/REINDEER
 \$40
 \$10 × 5
 (\$20 × 2) + \$10
 \$50 w/REINDEER
 \$50
 \$20 × 5
 \$50 × 2
 (\$40 × 2) + (\$10 × 2)
 \$100 w/REINDEER
 \$100
 (\$20 × 10) + (\$10 × 5)
 (\$40 × 5) + (\$10 × 5)

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 2,400,000 Tickets
\$20	20	120,000
\$20	20	120,000
\$20	15	160,000
\$40	60	40,000
\$40	60	40,000
\$40	60	40,000
\$50	75	32,000
\$50	75	32,000
\$50	75	32,000
\$100	150	16,000
\$100	150	16,000
\$100	150	16,000
\$100	150	16,000
\$250	6,000	400
\$250	6,000	400

When Any Of Your Numbers
Match Any Winning Number,
Win Prize Shown Under The
Matching Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 2,400,000 Tickets
\$50 × 5	\$250	6,000	400
\$250 w/\$\$	\$250	521.74	4,600
\$250	\$250	6,000	400
MERRY w/(\$10 × 5) + (\$20 × 10) + (\$50 × 5)	\$500	12,000	200
MERRY w/(\$25 × 20)	\$500	12,000	200
\$50 × 10	\$500	12,000	200
\$100 × 5	\$500	12,000	200
(\$250 w/\$\$) + (\$50 × 5)	\$500	12,000	200
(\$250 w/\$\$) + \$250	\$500	12,000	200
\$500	\$500	12,000	200
MERRY w/(\$20 × 5) + (\$50 × 12) + (\$100 × 3)	\$1,000	15,000	160
\$50 × 20	\$1,000	15,000	160
\$100 × 10	\$1,000	15,000	160
(\$250 w/\$\$) + (\$250 × 3)	\$1,000	15,000	160
\$500 × 2	\$1,000	15,000	160
\$1,000	\$1,000	15,000	160
MERRY w/(\$50 × 6) + (\$100 × 12) + (\$500 × 2)	\$2,500	240,000	10
(\$250 w/\$\$) + (\$250 × 9)	\$2,500	240,000	10
\$500 × 5	\$2,500	240,000	10
\$2,500	\$2,500	240,000	10
\$100,000	\$100,000	480,000	5
\$1,000,000	\$1,000,000	480,000	5

Reveal a "REINDEER" (REINDEER) symbol, win prize shown under it automatically.
Reveal a "MERRY" (MERRY) symbol, win all 20 prizes shown.
Reveal a "\$\$" (WIN250) symbol, win \$250 instantly.

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

10. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings' Requirements:

(a) To be eligible for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, players must enter non-winning qualifying Pennsylvania Lottery 2011 holiday instant tickets via the Lottery's website (palottery.com). To enter qualifying non-winning tickets players must visit the Lottery's website, click on the \$100,000 Jolly Jackpot promotional link, follow the instructions to establish an entry account and enter the identifying information from at least one non-winning qualifying Pennsylvania Lottery 2011 holiday instant lottery ticket.

(1) Players must be members of the Pennsylvania Lottery VIP Players Club to submit entries.

(2) The contents of the entry account must be accurate and complete. Incomplete entry accounts cannot be submitted.

(3) Only one claimant per entry allowed.

(4) Claimant must be 18 years of age or older.

(5) Entries must be submitted from a computer within Pennsylvania.

(6) The only entry method for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings is via the Lottery's website.

(b) The purchase price of each non-winning qualifying Pennsylvania Lottery 2011 holiday instant ticket entered will determine the number of entries a player will receive. For example, entering a non-winning PA-0904 Merry Millions (\$20) ticket will entitle the player to 20 entries.

(c) The qualifying Pennsylvania Lottery 2011 holiday instant tickets, their respective purchase prices and corre-

sponding number of entries are: PA-0904 Merry Millions (\$20) = 20 entries; PA-0905 Holiday Gifts '11 (\$10) = 10 entries; PA-0906 Treasure Tree '11 (\$5) = 5 entries; PA-907 Peng-Win (\$3) = 3 entries; PA-0908 Season's Greetings '11 (\$2) = 2 entries; and PA-0909 Candy Cane Cash '11 (\$1) = 1 entry.

11. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings:

(a) The Lottery will conduct two second-chance drawings, an Early Bird and a Grand Prize drawing, as part of the Pennsylvania Lottery's \$100,000 Jolly Jackpot promotion. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received on or before 11:59:59 p.m. November 28, 2011, will be entered in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, which will be held the week of November 29, 2011, and the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(2) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received after 11:59:59 p.m. November 28, 2011, through 11:59:59 p.m. January 2, 2012, will be eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(3) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing will be announced during the Pennsylvania Lottery's live drawing show on December 3, 2011.

(4) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing will be announced during the Pennsylvania Lottery's live drawing show on January 7, 2012.

(5) The odds of an entry being selected in a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing depend upon the number of entries received for that drawing.

(b) To be eligible to participate in a particular Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, entries must have complied with the requirements of section 10.

(c) The Lottery assumes no responsibility for late, lost or misdirected entries not entered into the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(d) If a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entry is rejected during or following a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(e) A computer-generated randomizer will be used to select the winners.

(f) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing will be disqualified and a replacement entry will be selected.

(g) If any discrepancy exists between the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules and any material describing the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules shall govern.

(h) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC and other agents and families living in the same household of each are not eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Offer void where prohibited or restricted.

(i) If, for any reason, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are not capable of running as planned due to, without limitation, errors in these rules or advertising, tampering, unauthorized intervention, fraud, technical failures, human error or any other cause beyond the control of the Pennsylvania Lottery that, in the sole judgment of the Pennsylvania Lottery, could corrupt or affect the administration, security, fairness, integrity or proper conduct of the drawings, the Pennsylvania Lottery reserves the right, at its sole discretion, to cancel, terminate, modify or suspend the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(j) All entries shall be subject to verification by the Pennsylvania Lottery.

(k) The Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(l) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won.

(m) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(n) The payment of a prize awarded in the Pennsylvania Lottery's Jolly Jackpot second-chance drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

12. *Description of Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings prizes:*

(a) The first through the tenth winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, held the week of November 29, 2011, shall be entitled to \$10,000. This prize shall be paid as a lump-sum cash payment.

(b) The first winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, held the week of January 3, 2012, shall be entitled to \$100,000. This prize shall be paid as a lump-sum cash payment.

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

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

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

16. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Merry Millions instant game or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1837. Filed for public inspection October 28, 2011, 9:00 a.m.]

Pennsylvania Millionaire Raffle XIII Raffle Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 874.4 (relating to notice of raffle lottery game rules), the Secretary of Revenue hereby provides public notice of the rules for the following raffle lottery game:

1. *Name:* The name of the raffle game is Pennsylvania Millionaire Raffle XIII.

2. *Price:* The price of a Pennsylvania Millionaire Raffle XIII lottery game ticket is \$20.

3. *Ticket Sales And Drawing Date:* Pennsylvania Millionaire Raffle XIII lottery game tickets sales will com-

mence on or after November 18, 2011, and will continue until all 500,000 tickets have been sold, or 5:00 p.m. on December 31, 2011, whichever occurs earlier.

4. *Ticket Characteristics:* Each Pennsylvania Millionaire Raffle XIII lottery game ticket will contain one unique eight-digit number between 00000001 and 00500000, for a total of 500,000 tickets.

5. *Prizes:* The prizes that can be won in this game are \$100, \$1,000, \$100,000 and \$1,000,000. A player may only win one time on each ticket or chance.

6. *Maximum Number of Tickets Printed and Sold for the Game:* There will be no more than 500,000 tickets printed and sold for the Pennsylvania Millionaire Raffle XIII lottery game. The chances will be sequentially issued on a statewide basis from the range of individual unique numbers representing the chances available for the game.

7. *Conduct of Drawing:* The results of the Pennsylvania Millionaire Raffle XIII will be televised on December 31, 2011, at or about 7:00 p.m. A computer-generated randomizer will be used to conduct the drawing. Six-thousand (6,000) unique eight-digit numbers will be drawn from the range of numbers representing the chances sold. The first four unique eight-digit numbers drawn will be the first-prize-tier winning numbers. The fifth through eighth unique eight-digit numbers drawn

will be the second-prize-tier winning numbers. The ninth through 108th unique eight-digit numbers drawn will be the third-prize-tier winning numbers. The 109th through 6,000th unique eight-digit numbers drawn will be the fourth-prize-tier winning numbers.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which the unique eight-digit number matches exactly one of the first-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000,000.

(b) Holders of tickets upon which the unique eight-digit number matches exactly one of the second-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which the unique eight-digit number matches exactly one of the third-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which the unique eight-digit number matches exactly one of the fourth-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100.

9. *Number and Description of Prizes and Approximate Odds:* The Pennsylvania Millionaire Raffle XIII prizes and determination of winners are as follows:

Ticket Matching Exactly the Unique Eight-digit Number Drawn:

	<i>Win Prize Of:</i>
First-Prize-Tier	\$1,000,000
Second-Prize-Tier	\$100,000
Third-Prize-Tier	\$1,000
Fourth-Prize-Tier	\$100

Maximum Odds Of Winning Are 1 In:

	<i>Number Of Winners</i>
125,000	4
125,000	4
5,000	100
84.86	5,892

All Pennsylvania Millionaire Raffle XIII lottery game prize payments, including first-prize-tier prizes, will be made as one-time lump-sum cash payments.

10. *Consumer Promotional Programs:* The Lottery may conduct promotional activities to promote the sale of Pennsylvania Millionaire Raffle XIII lottery game tickets, including offering tickets at a discounted price. Details of any such offering will be disseminated through media used to advertise or promote Millionaire Raffle XIII or through normal communications methods.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Millionaire Raffle XIII lottery game tickets. The conduct of the Program will be governed by 61 Pa. Code § 811.41 (relating to promotional prizes).

12. *Unclaimed Prize Money:* Unclaimed prize money on winning PA Millionaire Raffle XIII lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the announced close of the Raffle XIII lottery game. If no claim is made within 1 year of the announced close of the Raffle XIII lottery game conducted by the State Lottery, the right of a ticket holder to claim the prize represented by that ticket, if any, expires and the prize money will be paid into the State Lottery Fund and used for purposes otherwise provided for by statute.

13. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61

Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1838. Filed for public inspection October 28, 2011, 9:00 a.m.]

Pennsylvania Peng-Win Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Peng-Win.

2. *Price:* The price of a Pennsylvania Peng-Win instant lottery game ticket is \$3.

3. *Play Symbols:* Each Pennsylvania Peng-Win instant lottery game ticket will contain three play areas designated as “Igloo 1,” “Igloo 2” and “Igloo 3.” There are 75 play symbols, 15 of which will be located in “Igloo 1,” 10 of which will be located in “Igloo 2” and 21 of which will be located in “Igloo 3.” Each ticket will also contain a “YOUR NUMBERS” area. The “YOUR NUMBERS” area will consist of 21 play symbols. The play symbols that

may be located in the three play areas and the "YOUR NUMBERS" area are the numbers 1 through 75.

4. *Prizes:* The prizes that can be won in this game are: \$3, \$6, \$10, \$15, \$30, \$50, \$100, \$300, \$1,000, \$3,000 and \$60,000. The player can win up to 4 times on each ticket.

5. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two \$100,000 Jolly Jackpot second-chance drawings for which non-winning Pennsylvania Peng-Win instant lottery game tickets may be eligible as provided for in section 9.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 6,480,000 tickets will be printed for the Pennsylvania Peng-Win instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which six of the "YOUR NUMBERS" play symbols match the same exact six play symbols, in "Igloo 3," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$60,000 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$60,000.

(b) Holders of tickets upon which five of the "YOUR NUMBERS" play symbols match the same exact five play symbols, in "Igloo 3," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$3,000 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$3,000.

(c) Holders of tickets upon which four of the "YOUR NUMBERS" play symbols match the same exact four play symbols, in "Igloo 3," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$1,000 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which five of the "YOUR NUMBERS" play symbols match the same exact five play symbols, in "Igloo 1," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$1,000 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which three of the "YOUR NUMBERS" play symbols match the same exact three play symbols, in "Igloo 3," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$300 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$300.

(f) Holders of tickets upon which four of the "YOUR NUMBERS" play symbols match the same exact four play symbols, in "Igloo 1," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$100 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which two of the "YOUR NUMBERS" play symbols match the same exact two play symbols, in "Igloo 3," appearing in a horizontal line and having a corresponding prize arrow with a prize amount

of \$50 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which three of the "YOUR NUMBERS" play symbols match the same exact three play symbols, in "Igloo 1," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$50 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which four of the "YOUR NUMBERS" play symbols match the same exact four play symbols, in "Igloo 2," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$30 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets upon which one of the "YOUR NUMBERS" play symbols match the same exact one play symbol, in "Igloo 3," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$15 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$15.

(k) Holders of tickets upon which three of the "YOUR NUMBERS" play symbols match the same exact three play symbols, in "Igloo 2," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$15 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$15.

(l) Holders of tickets upon which two of the "YOUR NUMBERS" play symbols match the same exact two play symbols, in "Igloo 1," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$10 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which two of the "YOUR NUMBERS" play symbols match the same exact two play symbols, in "Igloo 2," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$6 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$6.

(n) Holders of tickets upon which one of the "YOUR NUMBERS" play symbols match the same exact one play symbol, in "Igloo 1," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$6 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$6.

(o) Holders of tickets upon which one of the "YOUR NUMBERS" play symbols match the same exact one play symbol, in "Igloo 2," appearing in a horizontal line and having a corresponding prize arrow with a prize amount of \$3 appearing in that prize arrow, on a single ticket, shall be entitled to a prize of \$3.

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

When You Match All Of The Numbers In A Complete Horizontal Line On Any Igloo, Win Prize Shown In The Arrow Pointing To That Line. Win With:

Igloo 1	Igloo 2	Igloo 3
	\$3	
\$6		
	\$6	
\$10		

Win:	Approximate Odds of 1 in:	Approximate No. Of Winners Per 6,480,000 Tickets
\$3	9.09	712,800
\$6	25	259,200
\$6	25	259,200
\$10	50	129,600

When You Match All Of The Numbers In A Complete Horizontal Line On Any Igloo, Win Prize Shown In The Arrow Pointing To That Line. Win With:

			Win:	Approximate Odds of 1 in:	Approximate No. Of Winners Per 6,480,000 Tickets
Igloo 1	Igloo 2	Igloo 3			
\$6	\$3 + \$6		\$15	500	12,960
	\$15		\$15	500	12,960
		\$15	\$15	500	12,960
\$6	\$3 + \$6	\$15	\$30	250	25,920
\$6	\$3 + \$6 + \$15	\$15	\$30	250	25,920
	\$15	\$15	\$30	333.33	19,440
	\$30		\$30	333.33	19,440
\$50			\$50	857.14	7,560
		\$50	\$50	888.89	7,290
\$50		\$50	\$100	923.08	7,020
\$100			\$100	1,043	6,210
		\$300	\$300	10,000	648
\$1,000			\$1,000	60,000	108
		\$1,000	\$1,000	60,000	108
		\$3,000	\$3,000	240,000	27
		\$60,000	\$60,000	720,000	9

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

9. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings' Requirements:

(a) To be eligible for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, players must enter non-winning qualifying Pennsylvania Lottery 2011 holiday instant tickets via the Lottery's website (palottery.com). To enter qualifying non-winning tickets players must visit the Lottery's website, click on the \$100,000 Jolly Jackpot promotional link, follow the instructions to establish an entry account and enter the identifying information from at least one non-winning qualifying Pennsylvania Lottery 2011 holiday instant lottery ticket.

(1) Players must be members of the Pennsylvania Lottery VIP Players Club to submit entries.

(2) The contents of the entry account must be accurate and complete. Incomplete entry accounts cannot be submitted.

(3) Only one claimant per entry allowed.

(4) Claimant must be 18 years of age or older.

(5) Entries must be submitted from a computer within Pennsylvania.

(6) The only entry method for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings is via the Lottery's website.

(b) The purchase price of each non-winning qualifying Pennsylvania Lottery 2011 holiday instant ticket entered will determine the number of entries a player will receive. For example, entering a non-winning PA-0907 Peng-Win (\$3) ticket will entitle the player to 3 entries.

(c) The qualifying Pennsylvania Lottery 2011 holiday instant tickets, their respective purchase prices and corresponding number of entries are: PA-0904 Merry Millions (\$20) = 20 entries; PA-0905 Holiday Gifts '11 (\$10) = 10 entries; PA-0906 Treasure Tree '11 (\$5) = 5 entries; PA-907 Peng-Win (\$3) = 3 entries; PA-0908 Season's Greetings '11 (\$2) = 2 entries; and PA-0909 Candy Cane Cash '11 (\$1) = 1 entry.

10. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings:

(a) The Lottery will conduct two second-chance drawings, an Early Bird and a Grand Prize drawing, as part of the Pennsylvania Lottery's \$100,000 Jolly Jackpot promotion. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received on or before 11:59:59 p.m. November 28, 2011, will be entered in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, which will be held the week of November 29, 2011, and the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(2) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received after 11:59:59 p.m. November 28, 2011, through 11:59:59 p.m. January 2, 2012, will be eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(3) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing will be announced during the Pennsylvania Lottery's live drawing show on December 3, 2011.

(4) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing will be announced during the Pennsylvania Lottery's live drawing show on January 7, 2012.

(5) The odds of an entry being selected in a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing depend upon the number of entries received for that drawing.

(b) To be eligible to participate in a particular Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, entries must have complied with the requirements of section 9.

(c) The Lottery assumes no responsibility for late, lost or misdirected entries not entered into the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(d) If a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entry is rejected during or following a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(e) A computer-generated randomizer will be used to select the winners.

(f) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing will be disqualified and a replacement entry will be selected.

(g) If any discrepancy exists between the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules and any material describing the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules shall govern.

(h) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC and other agents and families living in the same household of each are not eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Offer void where prohibited or restricted.

(i) If, for any reason, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are not capable of running as planned due to, without limitation, errors in these rules or advertising, tampering, unauthorized intervention, fraud, technical failures, human error or any other cause beyond the control of the Pennsylvania Lottery that, in the sole judgment of the Pennsylvania Lottery, could corrupt or affect the administration, security, fairness, integrity or proper conduct of the drawings, the Pennsylvania Lottery reserves the right, at its sole discretion, to cancel, terminate, modify or suspend the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(j) All entries shall be subject to verification by the Pennsylvania Lottery.

(k) The Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(l) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won.

(m) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(n) The payment of a prize awarded in the Pennsylvania Lottery's Jolly Jackpot second-chance drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

11. Description of Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings prizes:

(a) The first through the tenth winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, held the week of November 29, 2011, shall be entitled to \$10,000. This prize shall be paid as a lump-sum cash payment.

(b) The first winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, held the week of January 3, 2012, shall be entitled to \$100,000. This prize shall be paid as a lump-sum cash payment.

12. Retailer Incentive Awards: The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Peng-Win instant lottery game tickets.

The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

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

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

15. Termination of the Game: The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Peng-Win or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1839. Filed for public inspection October 28, 2011, 9:00 a.m.]

Pennsylvania Season's Greetings '11 Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Season's Greetings '11.

2. *Price:* The price of a Pennsylvania Season's Greetings '11 instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Season's Greetings '11 instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area are: Angel (ANGEL) symbol, Bell (BELL) symbol, Candle (CANDLE) symbol, Drum (DRUM) symbol, Gingerbread Man (GBMAN) symbol, Holly (HOLLY) symbol, Horn (HORN) symbol, Jingle Bell (JINGLE) symbol, Mitten (MITTEN) symbol, Nutcracker (NUTCRKR) symbol, Reindeer (RNDEER) symbol, Scarf (SCARF) symbol, Sleigh (SLEIGH) symbol, Stocking (STOCKING) symbol, Wreath (WREATH) symbol, Snowflake (SNOWFLK) symbol, and a Snowman (SNOWMN) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: \$1, Free \$2 Ticket, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$400, \$500, \$1,000 and \$25,000. The player can win up to 10 times on the ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two \$100,000 Jolly Jackpot second-chance drawings for which non-winning Pennsylvania Season's Greetings '11 instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 11,520,000 tickets will be printed for the Pennsylvania Season's Greetings '11 instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$25,000 (TWYFIVTHO) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

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

(d) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$400 (FOR HUN) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$400.

(f) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$50^{.00} (FIFTY) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$250.

(g) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$20^{.00} (TWENTY) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$50^{.00} (FIFTY) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$10^{.00} (TEN DOL) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$40^{.00}

(FORTY) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$20^{.00} (TWENTY) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$4^{.00} (FOR DOL) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$10^{.00} (TEN DOL) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$2^{.00} (TWO DOL) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$5^{.00} (FIV DOL) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets with a Snowman (SNOWMN) symbol in the play area, and a prize symbol of \$1^{.00} (ONE DOL) appears in the "prize" area under that Snowman (SNOWMN) symbol, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$4^{.00} (FOR DOL) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$2^{.00} (TWO DOL) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of FREE (TICKET) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania Season's Greetings '11 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

(v) Holders of tickets with a Snowflake (SNOWFLK) symbol in the play area, and a prize symbol of \$1^{.00} (ONE DOL) appears in the "prize" area under that Snowflake (SNOWFLK) symbol, on a single ticket, shall be entitled to a prize of \$1.

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

Reveal A "SNOWFLAKE"
(SNOWFLK) Symbol, Win
Prize Shown Under It. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 11,520,000 Tickets
FREE	FREE \$2 TICKET	10	1,152,000
\$2	\$2	75	153,600
\$1 × 4	\$4	50	230,400
\$2 × 2	\$4	50	230,400
\$4	\$4	50	230,400
\$1 w/SNOWMAN	\$5	75	153,600
\$1 × 5	\$5	150	76,800
(\$2 × 2) + \$1	\$5	150	76,800
\$5	\$5	150	76,800
(\$1 w/SNOWMAN) × 2	\$10	214.29	53,760
\$2 w/SNOWMAN	\$10	214.29	53,760
\$5 × 2	\$10	300	38,400
\$2 × 5	\$10	300	38,400
\$1 × 10	\$10	500	23,040
\$10	\$10	500	23,040
\$4 w/SNOWMAN	\$20	300	38,400
(\$2 w/SNOWMAN) × 2	\$20	500	23,040
\$10 × 2	\$20	500	23,040
\$5 × 4	\$20	500	23,040
\$2 × 10	\$20	500	23,040
\$20	\$20	500	23,040
(\$4 w/SNOWMAN) × 2	\$40	1,714	6,720
(\$2 w/SNOWMAN) × 4	\$40	1,714	6,720
\$20 × 2	\$40	2,000	5,760
\$10 × 4	\$40	2,000	5,760
\$5 × 8	\$40	2,000	5,760
\$4 × 10	\$40	2,000	5,760
\$40	\$40	2,000	5,760
\$10 w/SNOWMAN	\$50	3,000	3,840
(\$5 w/SNOWMAN) × 2	\$50	3,000	3,840
\$10 × 5	\$50	3,000	3,840
\$5 × 10	\$50	3,000	3,840
(\$20 × 2) + \$10	\$50	3,000	3,840
\$50	\$50	3,000	3,840
\$20 w/SNOWMAN	\$100	6,000	1,920
(\$5 w/SNOWMAN) × 4	\$100	6,000	1,920
\$50 × 2	\$100	8,000	1,440
\$20 × 5	\$100	8,000	1,440
\$10 × 10	\$100	8,000	1,440
\$100	\$100	8,000	1,440
(\$20 w/SNOWMAN) × 4	\$400	120,000	96
(\$100 × 3) + (\$50 × 2)	\$400	120,000	96
\$100 × 4	\$400	120,000	96
\$40 × 10	\$400	120,000	96
\$400	\$400	120,000	96
\$100 w/SNOWMAN	\$500	120,000	96
(\$50 w/SNOWMAN) × 2	\$500	120,000	96
\$100 × 5	\$500	120,000	96
\$50 × 10	\$500	120,000	96
\$500	\$500	120,000	96
\$100 × 10	\$1,000	120,000	96
\$1,000	\$1,000	120,000	96
\$25,000	\$25,000	960,000	12

Reveal a "SNOWMAN" (SNOWMN) symbol, win 5 times the prize shown under it.

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

10. *Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings' Requirements:*

(a) To be eligible for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, players must enter non-winning qualifying Pennsylvania Lottery 2011 holiday instant tickets via the Lottery's website (palottery.com). To enter qualifying non-winning tickets players must visit the Lottery's website, click on the

\$100,000 Jolly Jackpot promotional link, follow the instructions to establish an entry account and enter the identifying information from at least one non-winning qualifying Pennsylvania Lottery 2011 holiday instant lottery ticket.

(1) Players must be members of the Pennsylvania Lottery VIP Players Club to submit entries.

(2) The contents of the entry account must be accurate and complete. Incomplete entry accounts cannot be submitted.

- (3) Only one claimant per entry allowed.
- (4) Claimant must be 18 years of age or older.
- (5) Entries must be submitted from a computer within Pennsylvania.
- (6) The only entry method for the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings is via the Lottery's website.
- (b) The purchase price of each non-winning qualifying Pennsylvania Lottery 2011 holiday instant ticket entered will determine the number of entries a player will receive. For example, entering a non-winning PA-0908 Season's Greetings '11 (\$2) ticket will entitle the player to 2 entries.
- (c) The qualifying Pennsylvania Lottery 2011 holiday instant tickets, their respective purchase prices and corresponding number of entries are: PA-0904 Merry Millions (\$20) = 20 entries; PA-0905 Holiday Gifts '11 (\$10) = 10 entries; PA-0906 Treasure Tree '11 (\$5) = 5 entries; PA-907 Peng-Win (\$3) = 3 entries; PA-0908 Season's Greetings '11 (\$2) = 2 entries; and PA-0909 Candy Cane Cash '11 (\$1) = 1 entry.

11. Pennsylvania Lottery's \$100,000 Jolly Jackpot Second-Chance Drawings:

(a) The Lottery will conduct two second-chance drawings, an Early Bird and a Grand Prize drawing, as part of the Pennsylvania Lottery's \$100,000 Jolly Jackpot promotion. All time references in this section are Eastern Standard Time.

(1) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received on or before 11:59:59 p.m. November 28, 2011, will be entered in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, which will be held the week of November 29, 2011, and the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(2) All Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entries received after 11:59:59 p.m. November 28, 2011, through 11:59:59 p.m. January 2, 2012, will be eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, which will be held the week of January 3, 2012.

(3) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing will be announced during the Pennsylvania Lottery's live drawing show on December 3, 2011.

(4) The winners of the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing will be announced during the Pennsylvania Lottery's live drawing show on January 7, 2012.

(5) The odds of an entry being selected in a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing depend upon the number of entries received for that drawing.

(b) To be eligible to participate in a particular Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing, entries must have complied with the requirements of section 10.

(c) The Lottery assumes no responsibility for late, lost or misdirected entries not entered into the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(d) If a Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings entry is rejected during or following a Pennsylvania Lottery's \$100,000 Jolly Jackpot

second-chance drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(e) A computer-generated randomizer will be used to select the winners.

(f) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawing will be disqualified and a replacement entry will be selected.

(g) If any discrepancy exists between the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules and any material describing the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings rules shall govern.

(h) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC and other agents and families living in the same household of each are not eligible to participate in the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings. Offer void where prohibited or restricted.

(i) If, for any reason, the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are not capable of running as planned due to, without limitation, errors in these rules or advertising, tampering, unauthorized intervention, fraud, technical failures, human error or any other cause beyond the control of the Pennsylvania Lottery that, in the sole judgment of the Pennsylvania Lottery, could corrupt or affect the administration, security, fairness, integrity or proper conduct of the drawings, the Pennsylvania Lottery reserves the right, at its sole discretion, to cancel, terminate, modify or suspend the Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings.

(j) All entries shall be subject to verification by the Pennsylvania Lottery.

(k) The Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(l) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won.

(m) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(n) The payment of a prize awarded in the Pennsylvania Lottery's Jolly Jackpot second-chance drawings to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

12. Description of Pennsylvania Lottery's \$100,000 Jolly Jackpot second-chance drawings prizes:

(a) The first through the tenth winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Early Bird drawing, held the week of November 29, 2011, shall be entitled to \$10,000. This prize shall be paid as a lump-sum cash payment.

(b) The first winner selected in the Pennsylvania Lottery's \$100,000 Jolly Jackpot Grand Prize drawing, held the week of January 3, 2012, shall be entitled to \$100,000. This prize shall be paid as a lump-sum cash payment.

13. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Season's Greetings '11 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

14. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Season's Greetings '11, prize money from winning Pennsylvania Season's Greetings '11 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Season's Greetings '11 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

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

Pennsylvania Season's Greetings '11 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1840. Filed for public inspection October 28, 2011, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meetings: Wednesday, November 2, 2011, 10 a.m. Data Systems Committee and 1 p.m. Education Committee; Thursday, November 3, 2011, 10 a.m. Council Meeting.

The meetings will be either held or accessible from the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons in need of accommodations due to a disability who wish to attend the meetings contact Renee Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 11-1841. Filed for public inspection October 28, 2011, 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 regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
16A-5511	State Board of Accountancy Continuing Professional Education 41 Pa.B. 4541 (August 20, 2011)	9/19/11	10/19/11
16A-48	Bureau of Professional and Occupational Affairs Schedule of Civil Penalties—Accountants 41 Pa.B. 4535 (August 20, 2011)	9/19/11	10/19/11

**State Board of Accountancy
Regulation #16A-5511 (IRRC #2902)
Continuing Professional Education
October 19, 2011**

We submit for your consideration the following comments on the proposed rulemaking published in the August 20, 2011 *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 Board of Accountancy (Board) to respond to all comments received from us or any other source.

1. Section 11.1. Definitions—Consistency with statute.

The Board included several new definitions from Act 73 of 2008 (Act 73), but did not amend all of the definitions affected by this act. The House Professional Licensure Committee (HPLC) comments recommend that the regulation be amended to clarify the usage of the Act 73 definition of "attest activity." The Pennsylvania Institute

of Certified Public Accountants (PICPA) commented with the example that in Paragraph 11.63(a)(1) the word “attest” is used, but the definition of “attest activity” is not revised by this regulation. We recommend that the Board include in the final-form regulation revisions to definitions to reflect Act 73. In addition, we suggest that, if the Board does not adopt the statutory definitions by reference, the Board should provide the regulated community the opportunity to review a draft of the amended definitions prior to submittal of the final-form regulation.

2. Section 11.62. CPE requirement for issuance of license; waiver or extension.—Consistency with statute; Need; Reasonableness; Clarity.

Minimum of 20 CPE hours each year

In Subsection (b), the Board requires an applicant to complete “a minimum of 20 CPE hours during each year of the 2-year period.” Under 63 P. S. § 9.8b(b), a licensee is required to complete 80 hours of continuing education, but this provision of the statute does not include a minimum number of hours for each year. If a licensee completed 80 hours in the first year of the 2-year period, the licensee would meet the requirement of 63 P. S. § 9.8b(b). Why does the regulation impose a requirement to take another 20 hours in the second year to meet the regulation? This requirement would also foreclose the opportunity for a licensee to qualify for renewal if the licensee did not take any continuing education during the first year, but under the statute the licensee would still have a year to take the 80 hours during the second year. The Board should either delete this requirement or explain the need for and reasonableness of this requirement.

Clarity

In Subsection (c), the HPLC commented requesting a change for clarity to the phrase “that still has a current expiration date.” We agree.

3. Section 11.63. CPE subject areas; relevance to professional competence.—Reasonableness; Need.

Paragraph (a)(5) states “the Board will accept CPE hours in specialized knowledge and applications until January 1, 2012.” The Board explains in the Preamble that specialized knowledge does not relate to the actual practice of public accounting and it believes the proper focus of CPE should be on fostering competency in the practice of public accounting. The HPLC commented on the need for flexibility in obtaining CPE hours for individuals practicing in various areas of the accounting field. PICPA commented that 40% of licensed Certified Public Accountants are no longer solely in public accounting. Both advocate removing the January 1, 2012 phase out of the specialized knowledge provision. The Board should further explain the reasonableness of and need to phase out CPE credit for specialized knowledge and applications.

4. Section 11.64. Sources of CPE hours.—Reasonableness; Need; Clarity.

Entry-level courses

The HPLC commented requesting an explanation of the Preamble which states that entry-level courses are specifically excluded when such language is not included in this section, as amended. We agree that existing Subparagraph (7)(iv) specifically excludes entry-level accounting courses, but we did not find this language in Section 11.64, as amended. The Board should explain why it did not include this exclusion in the amended Section 11.64.

2 hours of preparation time

The HPLC recommends that Paragraph (3)(i) be rewritten to improve clarity. We agree with the HPLC’s suggested language.

Authorship of articles, books and other publications

Under Subparagraph (4)(iii), CPE hours for authorship will not be awarded for publications that occur on or after January 1, 2012. The HPLC and PICPA commented in opposition to phasing out this provision. The Board should further explain why it is phasing out this provision.

5. Section 11.69a. Approval of CPE program sponsor.—Clarity.

The HPLC commented that Paragraph (b)(1) should use the word “or” in place of “and” to be consistent with Paragraph (2). We agree.

PICPA commented on this section questioning whether the regulation would recognize CPE affiliates of accredited colleges and universities. PICPA also asked that national and state recognized accounting organizations be exempt from the approval process. The Board should clarify the status of these CPE program sponsors.

6. Implementation procedure.

The HPLC commented on the effective date of this regulation and its effect on CPE hours completed by licensees. We ask the Board to explain how it will implement the regulation.

In addition, some of the dates in the regulation may expire before the final-form regulation becomes effective. Provisions that have dates in them include Sections 11.63(a)(5), 11.63(a)(7) and 11.64(4). The Board should review the dates used in the final-form regulation and explain how the implementation of these requirements is reasonable.

**Bureau of Professional and Occupational Affairs
Regulation #16A-48 (IRRC #2904)**

Schedule of Civil Penalties—Accountants

October 19, 2011

We submit for your consideration the following comments on the proposed rulemaking published in the August 20, 2011 *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 Bureau of Professional and Occupational Affairs (Bureau) to respond to all comments received from us or any other source.

Section 43b.10a. Schedule of civil penalties-accountants.—Reasonableness; Need; Implementation procedures.

This regulation amends the schedule of civil penalties for accountants for failure to complete continuing education requirements for license renewal, as well as for various circumstances that would constitute unlawful representation of accounting credentials or membership in professional accounting organizations. The schedule details the fines that coincide with statutory violations. We raise three issues.

First, both the House Professional Licensure Committee (HPLC) and the Pennsylvania Institute of Certified Public Accountants (PICPA) recommend that the regulation more clearly distinguish between practicing on a lapsed license versus practicing without a license. PICPA recom-

mends that Certified Public Accountant (CPA) licensees who inadvertently practice with a lapsed license be treated no more harshly than non-credentialed first-time offenders. Additionally, the HPLC recommends more severe penalties for parties who have never been licensed.

Under the existing regulation, it would be unlawful for individuals and firms to use certain credentials if they are "not currently licensed." Under these circumstances, the regulation provides for Act 48 civil penalties to be imposed for these violations before formal action is taken. However, these provisions have been amended in the proposed regulation to apply only to individuals and entities that have never been credentialed by the State Board of Accountancy (Board) as CPAs, public accountants or public accounting firms. The Bureau explains in the Preamble that:

the Board prefers that certified public accountants, accountants and public accounting firms that use professional designations after their licenses have lapsed be charged with the unlicensed practice of public accounting under section 12(q) of the act, which the Board has always enforced through formal action, fashioning each disciplinary sanction on a case-by-case basis by taking into account the length of time that a license has lapsed and the type of accounting activities performed.

In light of the circumstances raised by the HPLC and PICPA, we request that the Bureau explain why formal action is necessary in every instance related to a lapsed license.

Second, both PICPA and the HPLC recommend that various violations in the schedule require more stringent monetary penalties as well as fewer offenses before formal action, including violations of §§ 9.12(a), (c), and (j), and for the violations listed in the regulation under 49 Pa. Code Chapter 11. PICPA also suggests that licensees who violate § 9.8b(b) should not be afforded a second offense. How did the Bureau determine the penalty amounts and the number of offenses prior to formal action for the violations contained in this rulemaking?

Finally, the existing regulation states that a violation of Section 9.12(a) occurs when a person never licensed or not currently licensed unlawfully uses the titles "certified public accountant" or "CPA." The proposed regulation amends this subsection to provide that unlawful use occurs when these credentials are used by a person "not possessing a CPA certificate in good standing." We request that the Bureau clarify the difference between a CPA license and a CPA certificate.

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-1842. Filed for public inspection October 28, 2011, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from the web site, www.irrc.state.pa.us.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
57-269	Pennsylvania Public Utility Commission Natural Gas Distribution Companies and the Promotion of Competitive Retail Markets	10/13/11	11/3/11
125-149	Pennsylvania Gaming Control Board Table Game Rules for Pai Gow, Craps and Mini-Craps and Sic Bo	10/14/11	11/17/11
125-148	Pennsylvania Gaming Control Board Table Game Rules for Roulette, Big Six Wheel and Casino War	10/14/11	11/17/11
125-138	Pennsylvania Gaming Control Board Table Game Devices	10/14/11	11/17/11
125-151	Pennsylvania Gaming Control Board Table Game Rules for Minibaccarat, Midibaccarat and Baccarat	10/14/11	11/17/11

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-1843. Filed for public inspection October 28, 2011, 9:00 a.m.]

INSURANCE DEPARTMENT

AF&L Insurance Company; Rate Increase Filing for LTC Forms

AF&L Insurance Company is requesting approval to increase the premium an aggregate 26% on 418 policyholders with the following individual LTC policy form: LTC-8 and LTC-8(TQ).

Unless formal administrative action is taken prior to January 12, 2012, 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 and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1844. Filed for public inspection October 28, 2011, 9:00 a.m.]

Allstate Insurance Company; Homeowners Rate Filing

On October 12, 2011, the Insurance Department (Department) received from Allstate Insurance Company a filing for rate level changes for homeowners insurance.

Allstate Insurance Company requests an overall 25% increase amounting to \$46,634,401 annually, to be effective December 5, 2011, for new business and January 19, 2012, for renewal business. This overall figure represents an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to November 11, 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 Michael McKenney, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, mmckenney@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1845. Filed for public inspection October 28, 2011, 9:00 a.m.]

Application for Approval to Acquire Control of Medco Containment Life Insurance Company

Express Scripts, Inc. and Aristotle Holding, Inc. have filed an application to acquire control of Medco Contain-

ment Life Insurance Company, a Pennsylvania domiciled stock life insurance company. The filing was made under Article XIV of The Insurance Company Law of 1921 (40 P. S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or to rbrackbill@pa.gov.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1846. Filed for public inspection October 28, 2011, 9:00 a.m.]

Application for Domestic Certificate of Authority by Homeland Insurance Company of Pennsylvania

Homeland Insurance Company of Pennsylvania has applied for a Certificate of Authority to operate as a domestic stock casualty insurance company in this Commonwealth. The filing was made under The Insurance Company Law of 1921 (40 P. S. §§ 341—1007.15).

Persons wishing to comment on the application 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 Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or rbrackbill@pa.gov.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1847. Filed for public inspection October 28, 2011, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; BlueCare Senior Hospital Plan; Rate Filing

By filing No. 1686-PRAG-5-RATE-1/1/12 Blue Cross of Northeastern Pennsylvania requested approval to increase the current rates for the BlueCare Senior Hospital Plan by 9.9%. The proposed rate increase would affect approximately 2,300 members and produce additional annual revenue of approximately \$137,000. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to January 12, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. To access the filing, under "How to Find . . ." click on "View Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1848. Filed for public inspection October 28, 2011, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; BlueCare Senior Major Medical Plan; Rate Filing

By filing No. 1686-PRAG-5-MM-RATE-1/1/12 Blue Cross of Northeastern Pennsylvania requested approval to increase the current rates for the BlueCare Senior Hospital Plan by 9.9%. The proposed rate increase would affect approximately 2,300 members and produce additional annual revenue of approximately \$5,000. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to January 12, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. To access the filing, under "How to Find . . ." click on "View Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1849. Filed for public inspection October 28, 2011, 9:00 a.m.]

Blue Cross of Northeastern Pennsylvania; BlueCare Senior Rx Rider; Rate Filing

By filing No. 1686-PRAG-5-Rx-RATE-1/1/12 Blue Cross of Northeastern Pennsylvania requested approval to increase the current rates for the BlueCare Senior Hospital Plan by 9.9%. The proposed rate increase would affect approximately 2,300 members and produce additional

annual revenue of approximately \$402,000. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to January 12, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. To access the filing, under "How to Find . . ." click on "View Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1850. Filed for public inspection October 28, 2011, 9:00 a.m.]

Capital BlueCross and Capital Advantage Insurance Company; Individual Guaranteed; Issue Comprehensive Major Medical Preferred Provider Organization Benefit Contract; Rate Filing

By filing 11-100, Capital BlueCross and Capital Advantage Insurance Company, requested approval to adjust the premium rates for the Individual Guaranteed Issue Comprehensive Major Medical Preferred Provider Organization Benefit Program. The overall requested rate increase is 9.5%. The proposed rate increase would affect approximately 42 contracts and would produce additional annual income of about \$30,000. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to December 1, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. To access the filing, under "How to Find . . ." click on "View Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1851. Filed for public inspection October 28, 2011, 9:00 a.m.]

Capital BlueCross and Capital Advantage Insurance Company; Individual Medically Underwritten Comprehensive Major Medical PPO (PersonalBlue PPO); Rate Filing

On October 14, 2011, Capital BlueCross and Capital Advantage Insurance Company submitted a rate filing (No. 11-96) to increase the premium rates for the Comprehensive Major Medical PPO Program by an average of 6.13%. This will affect approximately 1,181 contracts and produce additional premium income of \$263,604 annually. The requested effective date of the change is February 1, 2012.

In addition to the rate increase the filing proposes several benefit changes.

Unless formal administrative action is taken prior to January 11, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cheri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1852. Filed for public inspection October 28, 2011, 9:00 a.m.]

Guidelines for Retention of Records by Insurers and Other Entities Subject to Examinations Conducted by the Insurance Department; Notice No. 2011-10

This notice and accompanying Record Retention Guidelines (Guidelines) are intended to assist insurers in establishing appropriate record retention procedures for purposes of financial and market conduct examinations conducted by the Insurance Department (Department) under Article IX of The Insurance Department Act of 1921 (act) (40 P. S. §§ 323.1—323.8).

The general requirement for retention of records is 7 years from execution of the record, unless otherwise specified in the Guidelines. The 7-year period allows for conclusion of the financial examination process within timeliness standards adopted by the National Association of Insurance Commissioners Financial Regulation Standards and Accreditation Committee. The Guidelines supplement the 7-year general requirement by providing guidance in the establishment of appropriate retention periods for specific types of records for purposes of both financial and market conduct examinations.

Of course, the Guidelines are recommended minimum retention periods and do not affect any record retention

requirements that may be in excess of the Guidelines, such as requirements imposed by the Internal Revenue Service, other regulatory agencies, statutes of limitation or other applicable laws or regulations. The Department recognizes the need for insurers to exercise discretion in establishing record retention requirements in accordance with advice of legal counsel and that insurers may determine that longer retention periods are necessary or advisable. In addition, under the authority in the act, the Department may require whatever additional records may be necessary to readily verify the financial condition of an insurer and ascertain whether the insurer has complied with the laws of the Commonwealth. For purposes of financial and market conduct examinations, the Department will permit insurers not domiciled in this Commonwealth to retain records either for the length of time specified in the Guidelines or for the length of time required for examination purposes in the insurers' domiciliary jurisdictions.

With respect to the use of electronic paperless filing systems, 15 Pa.C.S. § 107 (relating to form of records) which applies to insurance corporations provides, in part:

Any records maintained by a corporation or other association in the regular course of its business, including shareholder or membership records, books of account and minute books, may be kept on, or be in the form of, punch cards, magnetic storage media, photographs, microphotographs or any other information storage device if the records so kept can be converted into reasonably legible written form within a reasonable time.

Sections 903 and 904 of the act (40 P. S. §§ 323.3 and 323.4) require entities subject to the Department's examination to keep records in a manner as the Department may require to readily verify the examinee's financial condition and compliance with laws and to provide timely, convenient and free access to all records. Therefore, insurers are not prohibited from using paperless filing technology as long as their records are readily accessible and useable for examination purposes.

A paperless system should include adequate controls and be appropriately tested to identify and correct any deficiencies. Record storage sites should have appropriate security systems and adequate protection from loss or damage by fire or other hazards. An electronic record must accurately reflect the information in the record as it was first generated. Recordkeeping systems must be archival in nature and include safeguards that provide reasonable assurances against tampering, alteration or degradation of records. Paperless systems must have the capability to reproduce records in hard copy or other medium acceptable to the Department that is as legible as the original document and that includes all information in the original record, including signatures, notations and approval stamps. Sufficient visual terminals must be available to provide Department examiners with ready access to data during the course of an examination.

An insurer's management must use prudent judgment in determining appropriate record retention policies, subject to applicable statutory requirements or restrictions. Questions concerning record retention relating to financial examinations may be directed to the Director, Bureau of Financial Examinations, (717) 783-2142. Questions relating to market conduct examinations may be directed to the Director, Bureau of Market Actions, (717) 787-9100.

Guidelines for Retention of Records

<i>Type of Record</i>	<i>Retention Period</i>
Accounts Payable Ledgers and Schedules	7 years
Accounts Receivable Ledgers and Schedules	7 years
Advertisement Files (including Internet ads)	7 years (from date published or revised)
Annual/Quarterly Statement Blank and Supporting Work papers	7 years
Bank Reconciliations	7 years
Borrowed Money Documents	7 years (after amount borrowed is paid off)
Capital Stock and Bond Records (ledgers, transfer registers, stubs showing issues, record of interest coupons, opinions)	Permanently
Cash Books	7 years
CPA Annual Audit Reports, Management Letters and Required Communication and Reports relating to Internal Control over Financial Reporting	7 years
Charts of Accounts	7 years
Checks (cancelled) (records of uncashed drafts or checks)	7 years 7 years (or in accordance with escheat laws of applicable state, whichever is greater)
Claims Files (loss reports, reported and paid claims files, including a complete chronological record)	7 years (after claim is closed)
Collateral Loans (closing documents, appraisals/valuation documents, Payment history, collateral documents)	7 years (after repayment)
Conflict of Interest Statements	7 years
Consumer Complaints (including log of complaints and correspondence with state or federal regulators)	7 years
<i>Note:</i> Failure to maintain a complete record of all complaints received during the preceding 4 years is a violation of the Unfair Insurance Practices Act (See 40 P. S. § 1171.5(11)).	
Contracts and Leases	7 years (after expiration)
Correspondence with Policyholders, Claimants or Consumers (routine or general correspondence not covered by other guidelines)	7 years
Correspondence with state or federal regulators (other than correspondence regarding complaints)	7 years (or as long as needed to document compliance with regulatory requirements, whichever is greater)
Deposit Slips	7 years
Employee Personnel Records	7 years (after termination)
Expense Analyses and Expense Allocation Schedules	7 years
Forms (approved by state insurance regulator)	2 years (after claims can no longer be reported under the form)
General and Subsidiary Ledgers and End-of-Year Trial Balances	7 years
Holding Company Registration Statements	7 years
Internal Audit Reports	7 years
Internal Insurance Records (current loss reports, claims, policies for insurance coverages purchased by the company for its own protection)	7 years (after coverage no longer in force)
Internal Reports, Policies and Procedures (relating to financial reporting or compliance with regulatory requirements)	7 years
Inventories of Furniture, Fixtures and Equipment	7 years (after disposal)
Investment Plan	7 years
Investment Records (buy and sell invoices, ledgers, journals, broker statements, custodial/trust account statements)	7 years
Invoices from Vendors	7 years

<i>Type of Record</i>	<i>Retention Period</i>
Journals	7 years
Limited Partnership Interests (partnership agreement, partnership financial statements, records of distributions, equity valuation information)	7 years (after disposal)
Litigation Records	7 years (after settlement or final resolution)
Minute Books of Directors and Stockholders (or Policyholders) and Committees (including by-laws and charter)	Permanently
Mortgage Loans (closing documents, appraisals, payment history, rent rolls)	7 years (after repayment)
Notes Receivable Ledgers and Schedules	7 years
Other Invested Assets (all pertinent documents)	7 years (after disposal)
Payroll Records and Summaries (including payments to pensioners and payroll deductions)	7 years
Petty Cash Vouchers	7 years
Policy Issue Records (including underwriter's notes/notices, original applications, declaration pages, endorsements and selection forms)	2 years (after claims can no longer be reported under the policy)
Policy Termination Records (including documentation)	7 years
Policyholder Dividend Records	7 years
Premium Notices and Refunds (including proof of refund within required time period)	7 years
Producer Commission Schedules	7 years
Producer Contracts	7 years (after expiration)
Producer Discrepancies	7 years
Producer Licensing Records (including effective/termination dates)	7 years (from termination)
Producer Terminations (including copies of notices to producers and Department)	7 years
Property Records (including appraisals, costs, depreciation reserves end-of-year trial balances, depreciation schedules, titles, plans, deeds, mortgages and agreements of sale)	7 years (after no longer have an interest in the property)
Rate Filings (including all rates utilized during retention period)	7 years (after replacement by latest filing)
Reinsurance Transactions (including contracts, records of settlements, trust accounts and letters of credit)	7 years (after contract is no longer in effect)
Reports of State Insurance Department Examinations (financial and market conduct)	7 years
Reserve Calculation Documentation (including actuarial opinion and supporting actuarial memorandum)	10 years
SEC Filings	7 years
Subrogation and Salvage Records	7 years
Surrender Request	7 years
Tax Returns and Worksheets (including revenue agents' reports and other documents relating to determination of income tax liability)	7 years
Unclaimed Property or Escheatable Funds/Assets	As long as required by escheat laws of applicable jurisdiction
Vouchers for Payments to Vendors, Employees, and the like (including allowances and reimbursements of employees, officers or other persons or travel and entertainment expenses)	7 years

This notice supersedes Insurance Department Notice No. 2009-07 published at 39 Pa.B. 4664 (August 1, 2009) and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1853. Filed for public inspection October 28, 2011, 9:00 a.m.]

Keystone Health Plan East; Individual Conversion; Rate Filing

On October 11, 2011, Keystone Health Plan East submitted a rate filing to increase the premium rates for its Conversion Products. The filing proposes an average rate increase of 6.8%. The filing will generate approximately \$1.5 million of additional annual revenue and will affect approximately 3,768 members. The requested effective date of the change is February 1, 2012.

Unless formal administrative action is taken prior to January 4, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cheri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1854. Filed for public inspection October 28, 2011, 9:00 a.m.]

Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action; Notice No. 2011-09

The Insurance Department (Department), Medical Care Availability and Reduction of Error Fund, by Joseph DiMemmo, Deputy Insurance Commissioner, under section 712 of the Medical Care Availability and Reduction of Error (MCARE) Act (act) (40 P.S. § 1303.712), has determined that the annual assessment to be levied for calendar year 2012 shall be 23% applied to the prevailing primary premium for each participating health care provider.

The act defines "prevailing primary premium" as the schedule of occurrence rates approved by the Insurance Commissioner for the Joint Underwriting Association (JUA). For purposes of the 2012 annual assessment, the rates shall be those currently approved for use by the JUA.

Participating health care providers having approved self-insurance plans shall be assessed an amount equal to the assessment imposed on a participating health care provider of like class, size, risk and kind as determined by the Department.

The total assessment cost for 2012 will be \$203,824,513. This amount is \$26,741,075 more than what was collected from the 2011 assessment to cover claims, expenses and a 10% buffer. The difference will be paid from MCARE's carryover balance. The increase in the assessment percentage for 2012 is attributable to an increase in claims in 2011, as well as a rate reduction by the JUA.

This action is subject to 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure).

JOSEPH DIMEMMO,
Deputy Insurance Commissioner

[Pa.B. Doc. No. 11-1855. Filed for public inspection October 28, 2011, 9:00 a.m.]

QCC Insurance Company; Individual Guaranteed Issue PPO; Rate Filing

On October 17, 2011, QCC Insurance Company submitted a rate filing (QCC-3-11) to increase the premium rates for its Guaranteed Issue PPO by 9.9%. This will affect approximately 17,038 policyholders and produce additional premium income of \$12,206,141 annually. The requested effective date of the change is March 1, 2012.

Unless formal administrative action is taken prior to January 11, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cheri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1856. Filed for public inspection October 28, 2011, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by November 14, 2011. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-2011-2249149. Institute for the Development of African-American Youth, Inc. 221 North Broad Street, Philadelphia, Philadelphia County, PA 19132—for the right to begin to transport, as a common carrier, persons in paratransit service by providing charitable and educational activities, from points in the City and County of Philadelphia, to Commonwealth correctional facilities in Pennsylvania, and return.

A-2011-2255598. C.R. Wilkerson, LLC, t/a Royalty Car Service 5439 Jonestown Road, Harrisburg, Dauphin County, PA 17112—for the right to begin to transport, as a common carrier, persons in limousine service, from points in the Counties of Dauphin, Cumberland, York and Lancaster, to points in Pennsylvania, and return.

A-2011-2263593. Community Life Support Systems, Inc. (3 Abington Executive Park, Suite 11, Clarks Summit, Lackawanna County, PA 18411), a domestic non-profit corporation of the Commonwealth of Pennsylvania, for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service who are in wheelchairs or on stretchers, in specially equipped vehicles and persons who are residents or patients of nursing homes, care facilities or hospitals, to doctor's offices, medical facilities, diagnostic facilities, rehabilitation facilities or hospitals, for treatment, medical evaluation, testing or diagnosis, from points in Lackawanna and Wyoming Counties to points in Pennsylvania east of United States Route 15, and return. *Attorney:* H. Boyd Hughes, Esquire, 1421 East Drinker Street, Dunmore, PA 18512.

A-2011-2263878. Hollowsands, LLC (211 South Street, Suite 351, Philadelphia, PA 19147)—for the right to begin, as a common carrier, persons in limousine service, between points in Bucks, Chester, Delaware, and Montgomery Counties, and the City and County of Philadelphia, and from points in said areas to points in Pennsylvania, and return, excluding areas under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* Richard T. Mulcahey, Jr., Esq., Schubert Gallagher Tyler Mulcahey, 1500 John Kennedy Boulevard, Suite 1400, Philadelphia, PA 19102-1890.

Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under the application.

A-2011-2262613. American Eagle Bus & Limo, Inc. 1000 Remington Avenue, Lackawanna County, Scranton, PA 18505—for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, persons in paratransit service, between points in the Counties of Lackawanna, Luzerne and Monroe, and from points in said Counties to points in Pennsylvania, and return: *So As To Permit* the transportation of persons, in paratransit service, from points in the Counties of Pike, Susquehanna, Wayne and Wyoming to points in Pennsylvania, and return. *Attorney:* Barnett Satinsky, Fox Rothschild, LLP, 2000 Market Street, 20th Floor, Philadelphia, PA 19103-3222.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under each application.

A-2011-2262962. Lenora's Moving Company (1560 Franklin Avenue, Willow Grove, Montgomery County, PA 19090)—household goods in use, between points in the City and County of Philadelphia. *Attorney:* Craig A. Doll, 25 West Second Street, P. O. Box 403, Hummelstown, PA 17036-0403.

A-2011-2264032. Mulhern's Moving, Inc., t/a U-Call We-Haul U-Save (1579 West County Line Road, Hatboro, Bucks County, PA 19040)—household goods in use, between points in the Borough of Hatboro, in Montgomery and Bucks Counties, and between points within an airline distance of 12 statute miles of 1579 West County Line Road, Hatboro, Bucks County.

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. JHAJ, Inc.;
Doc. No. C-2011-2258081; A-00118840

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 Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That Jhaj, Inc., Respondent, maintains a principal place of business at 16 Kenmore Road, Upper Darby, PA 19082.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on June 18, 2002, at A-00118840.
3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC. Respondent was also told that, if it chose to retain the authority under the jurisdiction of this Commission, an acceptable tariff must be filed showing the rates for the transportation service. Respondent failed to file an acceptable tariff.
4. That Respondent was advised by letter dated September 4, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11(a). Respondent was given an additional 60 days to file an acceptable tariff. Again, Respondent failed to file an acceptable tariff.
5. That, on April 9, 2010, a Complaint was instituted against Respondent at C-2010-2131221 for failure to file an acceptable tariff. Respondent was given 30 days to file an answer to the complaint or to file a tariff and pay a \$250 penalty. No response was received; therefore, the Complaint was adjudicated by Secretarial Letter dated July 11, 2011.

6. That, to date, Respondent has failed to file an acceptable tariff showing the rates for the transportation service provided. This is a violation of 52 Pa. Code § 23.11(a) and § 29.314(b)(6). The Bureau of Investigation and Enforcement's penalty for this violation is cancellation of the Certificate of Public Convenience.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission cancel Jhaj, Inc.'s Certificate of Public Convenience at A-00118840 for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Michael E. Hoffman, Manager
Bureau of Investigation and
Enforcement
P. O. Box 3265

VERIFICATION

I, Michael E. Hoffman, Manager of the Bureau of Investigation and Enforcement, 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: _____ 9/21/11 _____

Michael E. Hoffman, Manager
Motor Carrier Services and Enforcement
Division
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty proposed in this Complaint. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the cancellation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty proposed in this Complaint, which may include the cancellation of your

Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

D. 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 in the Complaint.

E. If you would like an alternative format to this Complaint (for persons with disabilities) or if you have questions regarding this Complaint, please contact the Compliance Office at (717) 787-1227.

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. Gerald Territo, t/a K W
Automotive; Doc. No. C-2011-2238982; A-000121084*

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 Gerald Territo, t/a K W Automotive, Respondent, maintains his principal place of business at P. O. Box 334, Canonsburg, PA 15317.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on October 27, 2004 at A-00121084.
3. That on January 3, 2008, Respondent received an initial assessment of \$22.00 and on August 29, 2008, Respondent received an initial assessment of \$22.00. Respondent failed to pay these assessments; therefore, a balance is due in the amount of \$44.00.
4. That Respondent has an outstanding assessment of \$44.00.
5. That Respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).
6. That Respondent, by failing to pay the assessments, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless Respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which cancels the Certificate of Public Convenience issued to Respondent, notifies the Pennsylvania Department of Revenue that Respondent's Certificate of Public Convenience has been revoked, notifies Respondent's insurance carrier that Respondent's Certificate of Public Convenience has been revoked, and imposes an additional fine on the Respondent.

Respectfully submitted,

Michael E. Hoffman, Director
Bureau of Transportation and
Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____ 5/26/11 _____

Michael E. Hoffman, Director
Motor Carrier Services and
Enforcement Division
Bureau of Investigation and
Enforcement

NOTICE

A. You must file an Answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three copies sent to:

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 an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Administrative Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your 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 Paragraph B.

F. If you have questions regarding this Complaint, or if you would like an alternative format of this Complaint for persons with disabilities, please contact the Compliance Office at 717-787-1227.

*Pennsylvania Public Utility Commission, Bureau of
Investigation and Enforcement v. Bhamipura Corp.;*
Doc. No. C-2011-2258078; A-00114878

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 Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That Bhamipura Corp., Respondent, maintains a principal place of business at 60 Browning Road, Middletown, DE 19079.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on August 6, 1998, at A-00114878.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC. Respondent was also told that, if it chose to retain the authority under the jurisdiction of this Commission, an acceptable tariff must be filed showing the rates for the transportation service. Respondent failed to file an acceptable tariff.

4. That Respondent was advised by letter dated August 31, 2009, that it failed to file a valid tariff with this Commission as required by 52 Pa. Code § 23.11(a). Respondent was given an additional 60 days to file an acceptable tariff. Again, Respondent failed to file an acceptable tariff.

5. That, on April 8, 2010, a Complaint was instituted against Respondent at C-2010-2128704 for failure to file an acceptable tariff. Respondent was given 30 days to file an answer to the complaint or to file a tariff and pay a \$250 penalty. No response was received; therefore, the Complaint was adjudicated by Secretarial Letter dated July 13, 2011.

6. That, to date, Respondent has failed to file an acceptable tariff showing the rates for the transportation service provided. This is a violation of 52 Pa. Code § 23.11(a) and § 29.314(b)(6). The Bureau of Investigation and Enforcement Prosecutory Staff's penalty for this violation is cancellation of the Certificate of Public Convenience.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission cancel Bhamipura Corp.'s Certificate of Public Convenience at A-00114878 for the illegal activity described in the complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Michael E. Hoffman, Manager
Bureau of Investigation and
Enforcement
P. O. Box 3265
Harrisburg, PA. 17105-3265

VERIFICATION

I, Michael E. Hoffman, Manager of the Bureau of Investigation and Enforcement, 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: _____ 9/22/11 _____

Michael E. Hoffman, Manager
Bureau of Investigation and
Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty proposed in this Complaint. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the cancellation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty proposed in this Complaint, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

D. 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 in the Complaint.

E. If you would like an alternative format to this Complaint (for persons with disabilities) or if you have

questions regarding this Complaint, please contact the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1857. Filed for public inspection October 28, 2011, 9:00 a.m.]

Water Service

A-2011-2267613 and A-2011-2267592. Pennsylvania American Water Company and the Estate of George Spangenberg, d/b/a Lake Spangenberg Water Company. Joint application of Pennsylvania American Water Company and the Estate of George Spangenberg, d/b/a Lake Spangenberg Water Company, for the approval of: 1) the transfer, by sale, of the water works property and rights of the Estate of George Spangenberg, d/b/a Lake Spangenberg Water Company to Pennsylvania American Water Company; 2) the right of Pennsylvania American Water Company to begin to offer water service to the public in portions of Jefferson Township, Lackawanna County, presently being served by the Estate of George Spangenberg, d/b/a Lake Spangenberg Water Company; and 3) the abandonment by the Estate of George Spangenberg, d/b/a Lake Spangenberg Water Company of all water service to the public in Pennsylvania.

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 November 14, 2011. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between the hours of 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 and George Spangenberg, d/b/a Lake Spangenberg Water Company

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, PA American Water Company, 800 West Hershey-park Drive, Hershey, PA 17033 and Thomas T. Niesen, Esquire, Thomas, Long, Niesen

Kennard, Suite 500, 212 Locust Street, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1858. Filed for public inspection October 28, 2011, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 11-071.9, On Call Maintenance Dredging at Various PRPA Facilities until 2

p.m. on Thursday, November 17, 2011. Information concerning this project can be obtained from the PRPA web site at www.philaport.com under Procurement and will be available Tuesday, November 1, 2011, or call the Procurement Department at (215) 426-2600.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 11-1859. Filed for public inspection October 28, 2011, 9:00 a.m.]

STATE BOARD OF BARBER EXAMINERS

Bureau of Professional and Occupational Affairs v. Frank B. Brown; Doc. No. 1424-42-2011

On August 3, 2011, the State Board of Barber Examiners (Board) suspended the Pennsylvania license of Frank B. Brown, license no. BL050784L of Newark, DE. The Board took this action under the Order of the Court of Common Pleas of Washington County dated July 12, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

L. ANTHONY SPOSSEY,
Chairperson

[Pa.B. Doc. No. 11-1860. Filed for public inspection October 28, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Todd Kitchen; Doc. No. 1423-42-2011

On August 3, 2011, the State Board of Barber Examiners (Board) suspended the license of Todd Kitchen, license no. BL051009L of Wilkes Barre, Luzerne County. The Board took this action under the Order of the Court of Common Pleas of Berks County dated July 11, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

L. ANTHONY SPOSSEY,
Chairperson

[Pa.B. Doc. No. 11-1861. Filed for public inspection October 28, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Christopher Lee Towles; Doc. No. 1569, 1570, 1571-42-2011

On August 26, 2011, the State Board of Barber Examiners (Board) suspended the licenses of Christopher Lee

Towles, license nos. BL052313 and BM093490 of Reading, Berks County. The Board took this action under the Order of the Court of Common Pleas of Berks County dated August 10, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

L. ANTHONY SPOSSEY,
Chairperson

[Pa.B. Doc. No. 11-1862. Filed for public inspection October 28, 2011, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Donna M. Zelonka, RN; Doc. No. 1751-51-2009

On August 11, 2011, Donna M. Zelonka, license no. RN349606L, of Beaver, Beaver County, had her license suspended for at least 3 years retroactive to September 28, 2009, based on her failure to comply with a previously issued State Board of Nursing order.

Individuals may obtain a copy of the adjudication by writing to Roberta L. Silver, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-1863. Filed for public inspection October 28, 2011, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following list of projects during August 1, 2011, through September 30, 2011.

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 regular mail inquiries may be sent to the 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(f) (relating to standards for consumptive uses of water) for the time period specified previously:

Approvals By Rule Issued Under 18 CFR 806.22(f):

1. Talisman Energy USA, Inc., Pad ID: 05 098 Younger, ABR-201108001, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 1, 2011.
2. Talisman Energy USA, Inc., Pad ID: 02 010 DCNR 587, ABR-201108002, Ward Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 1, 2011.
3. Talisman Energy USA, Inc., Pad ID: 03 113 Vanblarcom, ABR-201108003, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 1, 2011.
4. Talisman Energy USA, Inc., Pad ID: 03 110 Barlow, ABR-201108004, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 1, 2011.
5. Cabot Oil & Gas Corporation, Pad ID: Mogridge P1, ABR-201108005, Springville Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: August 1, 2011.
6. EXCO Resources, (PA), LLC, Pad ID: Lamborne Pad 195, ABR-201108006, Jordan Township, Clearfield County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 1, 2011.
7. Southwestern Energy Production Company, Pad ID: Cramer Pad, ABR-201108007, New Milford Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 4, 2011.
8. Seneca Resources Corporation, Pad ID: Rich Valley Pad B, ABR-201108008, Shippen Township, Cameron County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 8, 2011.
9. Talisman Energy USA, Inc., Pad ID: 03 111 Stephani, ABR-201108009, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 8, 2011.
10. Talisman Energy USA, Inc., Pad ID: 05 229 Acres, ABR-201108010, Windham Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 8, 2011.
11. EXCO Resources (PA), LLC, Pad ID: Remley Drilling Pad No. 1, ABR-201012035.1, Jackson Township, Columbia County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 8, 2011.
12. EXCO Resources (PA), LLC, Pad ID: Hess Drilling Pad No. 1, ABR-201012037.1, Jackson Township, Columbia County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 8, 2011.
13. Southwestern Energy Production Company, Pad ID: Shively Pad, ABR-201108011, Lenox Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 8, 2011.
14. Carrizo (Marcellus), LLC, Pad ID: Frystak Central Pad, ABR-201108012, Bridgewater Township, Susquehanna County, PA; Consumptive Use of up to 2.100 mgd; Approval Date: August 8, 2011.
15. Chesapeake Appalachia, LLC, Pad ID: CSB, ABR-201108013, Cherry Township, Sullivan County, PA; Consumptive Use of up to 7.500 mgd; Approval Date : August 8, 2011.
16. Chesapeake Appalachia, LLC, Pad ID: Joe, ABR-201108014, Wilmot Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date : August 8, 2011.
17. Chesapeake Appalachia, LLC, Pad ID: Rock Ridge, ABR-201108015, Towanda Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 8, 2011.
18. J-W Operating Company, Pad ID: Pardee-F, ABR-201108016, Shippen Township, Cameron County, PA; Consumptive Use of up to 5.000 mgd; Approval Date: August 9, 2011.
19. Anadarko E&P Company, LP, Pad ID: COP Tract 356 Pad G, ABR-201108017, Cummings Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 10, 2011.
20. Chief Oil & Gas, LLC, Pad ID: Savage Drilling Pad No. 1, ABR-20118018, Elkland Township, Sullivan County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: August 10, 2011.
21. EXCO Resources (PA), LLC, Pad ID: Sterner Drilling Pad No. 1, ABR-201012036.1, Jackson Township, Columbia County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 12, 2011.
22. Chesapeake Appalachia, LLC, Pad ID: Colcam, ABR-201108019, Meshoppen Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 12, 2011.
23. Southwestern Energy Production Company, Pad ID: Roman Pad, ABR-201108020, New Milford Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 15, 2011.
24. Chesapeake Appalachia, LLC, Pad ID: Mad Dog, ABR-201108021, Wilmot Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 15, 2011.
25. Southwestern Energy Production Company, Pad ID: Alexander Pad, ABR-201108022, New Milford Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 15, 2011.
26. Southwestern Energy Production Company, Pad ID: Grizzanti Pad, ABR-201108023, New Milford Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 15, 2011.
27. EXCO Resources (PA), LLC, Pad ID: Marquardt Drilling Pad No. 1, ABR-201008008.1, Davidson Township, Sullivan County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 15, 2011.
28. EXCO Resources (PA), LLC, Pad ID: Quava Drilling Pad No. 1, ABR-201009068.1, Davidson Township, Sullivan County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 15, 2011.
29. EXCO Resources (PA), LLC, Pad ID: Wistar-Shaffer Tracts Drilling Pad No. 1, ABR-201009071.1, Shrewsbury Township, Sullivan County, PA; Consumptive Use of up to 8.000 mgd; Approval Date: August 15, 2011.
30. EQT Production Company, Pad ID: Phoenix I, ABR-201108024, Duncan Township, Tioga County, PA; Consumptive Use of up to 3.000 mgd; Approval Date: August 16, 2011.
31. Seneca Resources Corporation, Pad ID: DCNR 595 Pad E 70V, ABR-201108025, Blossburg Borough, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 19, 2011.

32. Talisman Energy USA, Inc., Pad ID: 05 008 Michnich, ABR-201108026, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 17, 2011.

33. Talisman Energy USA, Inc., Pad ID: 05 057 Michnich, ABR-201108027, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 17, 2011.

34. Talisman Energy USA, Inc., Pad ID: 05 257 Lombardo J, ABR-201108028, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 17, 2011.

35. Southwestern Energy Production Company, Pad ID: Zeffler Pad, ABR-201108029, New Milford Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 19, 2011.

36. Southwestern Energy Production Company, Pad ID: Scott Pad, ABR-201108030, New Milford Township, Susquehanna County, PA; Consumptive Use of up to 4.990 mgd; Approval Date: August 19, 2011.

37. Chesapeake Appalachia, LLC, Pad ID: Alexander, ABR-201108031, Terry Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 19, 2011.

38. Seneca Resources Corporation, Pad ID: DCNR 100 Pad G, ABR-201108032, McIntyre Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 19, 2011.

39. Seneca Resources Corporation, Pad ID: DCNR 595 Pad L, ABR-201108033, Bloss Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 19, 2011.

40. Chesapeake Appalachia, LLC, Pad ID: Tyler, ABR-201108034, Auburn Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2011.

41. Chesapeake Appalachia, LLC, Pad ID: Hillis, ABR-201108035, Herrick and Wyalusing Townships, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2011.

42. Chesapeake Appalachia, LLC, Pad ID: Susan, ABR-201108036, Auburn Township, Susquehanna County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 23, 2011.

43. Talisman Energy USA, Inc., Pad ID: 03 074 Haralambous, ABR-201108037, Columbia Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 24, 2011.

44. Chesapeake Appalachia, LLC, Pad ID: Adams, ABR-201108038, Windham Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 24, 2011.

45. Talisman Energy USA, Inc., Pad ID: 02 105 Berguson J, ABR-201108039, Hamilton Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 25, 2011.

46. XTO Energy, Pad ID: PA Tract Unit I, ABR-201108040, Chapman Township, Clinton County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 26, 2011.

47. XTO Energy, Pad ID: PA Tract Unit E, ABR-201108041, Chapman Township, Clinton County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: August 26, 2011.

48. Talisman Energy USA, Inc., Pad ID: 03 034 Roy B, ABR-201108042, Wells Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 29, 2011.

49. Talisman Energy USA, Inc., Pad ID: 02 114 Shanley R, ABR-201108043, Union Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 29, 2011.

50. Talisman Energy USA, Inc., Pad ID: 05 104 Rennekamp R, ABR-201108044, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 29, 2011.

51. Talisman Energy USA, Inc., Pad ID: 02 121 Pine Hill, Inc., ABR-201108045, Ward Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 29, 2011.

52. Talisman Energy USA, Inc., Pad ID: 02 109 Frederick L, ABR-201108046, Hamilton Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 30, 2011.

53. Chesapeake Appalachia, LLC, Pad ID: Merryall, ABR-201108047, Wyalusing Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 30, 2011.

54. Chesapeake Appalachia, LLC, Pad ID: Albertson, ABR-201108048, Athens Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: August 30, 2011.

55. Cabot Oil & Gas Corporation, Pad ID: CorbinJ P1, ABR-201108049, Brooklyn Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: August 30, 2011.

56. Talisman Energy USA, Inc., Pad ID: 05 123 Rinker J, ABR-201108050, Windham Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 31, 2011.

57. Talisman Energy USA, Inc., Pad ID: 05 235 Rogers H, ABR-201108051, Windham Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 31, 2011.

58. Talisman Energy USA, Inc., Pad ID: 05 174 Carlsen C, ABR-201108052, Windham Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: August 31, 2011.

59. Talisman Energy USA, Inc., Pad ID: 05 203 Race, ABR-201109001, Windham Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 6, 2011.

60. Chesapeake Appalachia, LLC, Pad ID: Jag, ABR-201109002, Franklin Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 6, 2011.

61. Anadarko E&P Company, LP, Pad ID: Lycoming H&FC Pad C, ABR-201109003, Cogan House Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 6, 2011.

62. Talisman Energy USA, Inc., Pad ID: 02 113 Reinfried C, ABR-201109004, Ward Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 14, 2011.

63. Pennsylvania General Energy Company, LLC, Pad ID: COP Tract 293 Pad G, ABR-201109005, McHenry Township, Lycoming County, PA; Consumptive Use of up to 3.500 mgd; Approval Date: September 14, 2011.

64. Williams Production Appalachia, LLC, Pad ID: Carty-Wisemen Well Pad, ABR-201109006, Liberty Township, Susquehanna County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 15, 2011.

65. Williams Production Appalachia, LLC, Pad ID: Kass North Well Pad, ABR-201109007, Liberty Township, Susquehanna County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 15, 2011.

66. Talisman Energy USA, Inc., Pad ID: 05 068 PNMT and Associates, Inc., ABR-201109008, Pike Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 16, 2011.

67. Williams Production Appalachia, LLC, Pad ID: Robinson Well Pad, ABR-201109009, Liberty Township, Susquehanna County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 16, 2011.

68. Talisman Energy USA, Inc., Pad ID: 05 109 Ostrander R, ABR-201109010, Warren Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 19, 2011.

69. Talisman Energy USA, Inc., Pad ID: 05 152 Brown D, ABR-201109011, Orwell Township, Bradford County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 19, 2011.

70. Chesapeake Appalachia, LLC, Pad ID: McGroarty, ABR-201109012, Albany Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 19, 2011.

71. Chesapeake Appalachia, LLC, Pad ID: Manella Acres, ABR-201109013, Albany Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 19, 2011.

72. Chesapeake Appalachia, LLC, Pad ID: LKM, ABR-201109014, Litchfield Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 19, 2011.

73. Talisman Energy USA, Inc., Pad ID: 07 018 Bennett R, ABR-201109015, Rush Township, Susquehanna County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 20, 2011.

74. Anadarko E&P Company, LP, Pad ID: COP Tract 731 Pad C, ABR-201109016, Cummings Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 20, 2011.

75. Anadarko E&P Company, LP, Pad ID: COP Tract 731 Pad D, ABR-201109017, Cummings Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 20, 2011.

76. XTO Energy Incorporated, Pad ID: PA Tract Unit G, ABR-201109018, Chapman Township, Clinton County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 23, 2011.

77. Talisman Energy USA, Inc., Pad ID: 02 110 Martin G, ABR-201109019, Ward Township, Tioga County, PA; Consumptive Use of up to 6.000 mgd; Approval Date: September 23, 2011.

78. Chief Oil & Gas, LLC, Pad ID: Yonkin Drilling Pad No. 1, ABR-201109020, Cherry Township, Sullivan County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: September 23, 2011.

79. Anadarko E&P Company, LP, Pad ID: COP Tract 731 Pad E, ABR-201109021, Cummings Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 26, 2011.

80. Anadarko E&P Company, LP, Pad ID: COP Tract 685 Pad B, ABR-201109022, Cummings Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 26, 2011.

81. Anadarko E&P Company, LP, Pad ID: Lycoming H&FC Pad A, ABR-201109023, Cogan House Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 26, 2011.

82. Anadarko E&P Company, LP, Pad ID: Lycoming H&FC Pad D, ABR-201109024, Cogan House Township, Lycoming County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 26, 2011.

83. Cabot Oil & Gas Corporation, Pad ID: HeitzenroderA P1, ABR-201109025, Springville Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: September 26, 2011.

84. Cabot Oil & Gas Corporation, Pad ID: BurtsL P1, ABR-201109026, Forest Lake Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: September 26, 2011.

85. Cabot Oil & Gas Corporation, Pad ID: FrystakC P1, ABR-201109027, Bridgewater Township, Susquehanna County, PA; Consumptive Use of up to 3.575 mgd; Approval Date: September 26, 2011.

86. Carrizo (Marcellus), LLC, Pad ID: Bush Pad, ABR-201109028, Forest Lake Township, Susquehanna County, PA; Consumptive Use of up to 2.100 mgd; Approval Date: September 27, 2011.

87. Enerplus Resources (USA) Corporation, Pad ID: Winner 2 Well Pad, ABR-201109029, East Keating Township, Clinton County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 27, 2011.

88. Chief Oil & Gas, LLC, Pad ID: Elliott B Drilling Pad No. 1, ABR-201109030, Monroe Township, Bradford County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: September 27, 2011.

89. Chief Oil & Gas, LLC, Pad ID: Kerr B Drilling Pad No. 1, ABR-201109031, Lathrop Township, Susquehanna County, PA; Consumptive Use of up to 2.000 mgd; Approval Date: September 27, 2011.

90. Chesapeake Appalachia, LLC, Pad ID: Smurkoski, ABR-201109032, Meshoppen Township, Wyoming County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 30, 2011.

91. Chesapeake Appalachia, LLC, Pad ID: Circle H, ABR-201109033, Wilmot Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 30, 2011.

92. Seneca Resources Corporation, Pad ID: DCNR 595 Pad N, ABR-20119034, Bloss Township, Tioga County, PA; Consumptive Use of up to 4.000 mgd; Approval Date: September 30, 2011.

93. Chesapeake Appalachia, LLC, Pad ID: Stone, ABR-201109035, Tuscarora Township, Bradford County, PA; Consumptive Use of up to 7.500 mgd; Approval Date: September 30, 2011.

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Dated: October 11, 2011.

PAUL O. SWARTZ,
Executive Director

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