

NOTICES

DEPARTMENT OF AGRICULTURE

Application Period for the Agricultural Land Conservation Assistance Grant Program

An application period for grants under the Agricultural Land Conservation Assistance Grant Program (program) administered by the Department of Agriculture (Department) has started. The program is authorized by sections 7.1 and 7.3 of the act of June 18, 1982 (P. L. 549, No. 159) (3 P. S. §§ 1207.1 and 1207.3). In summary, the program allows the Department to award grants to certain counties for projects that will establish or improve agricultural conservation easement purchase programs. Regulations for the program are in 7 Pa. Code Chapter 138h (relating to Agricultural Land Conservation Assistance Grant Program). These regulations can be viewed and downloaded at www.pacode.com.

Applications for the program will be accepted by the Department beginning January 2, 2012, for a 45-day period ending at 4 p.m. on February 16, 2012. Information and grant application forms may be obtained from April Orwig, Bureau of Farmland Preservation, Department of Agriculture, 2301 North Cameron Street, Room 402, Harrisburg, PA 17110-9408.

GEORGE D. GREIG,
Secretary

[Pa.B. Doc. No. 11-2051. Filed for public inspection December 2, 2011, 9:00 a.m.]

Fiscal Year 2011-2012 Annual Plan for Awarding Grants under the Pennsylvania Agricultural Fair Act

The Department of Agriculture (Department), under section 8(a) of the Pennsylvania Agricultural Fair Act (act) (3 P. S. § 1508(a)), announces that the Secretary of Agriculture (Secretary), with the advice and assistance of the Agricultural Fair Advisory Committee (Committee) at its meeting on October 28, 2011, adopted the Fiscal Year (FY) 2011-2012 Annual Plan on the awarding of grants to eligible organizations under the act.

The act authorizes the Department to make grants to organizations conducting eligible agricultural fairs, State-wide agricultural organizations which contribute to the development of agriculture and agribusiness and to eligible agricultural youth groups for support of their programs. The Secretary, with the advice and assistance of the Committee created by the act, is to adopt an Annual Plan for awarding of grants subject to the limitations specified in section 5 of the act (3 P. S. § 1505).

The Annual Plan, as adopted by the Secretary, provides for the award of grants to each eligible organization subject to the availability of funds on the following basis:

1. For operating expenses, the maximum payment allowed for each Class Fair under section 5(1)(i)(A) of the act will be paid.

2. For premium reimbursement, the maximum payment allowed under section 5(1)(i)(B) of the act will be paid.

3. For reimbursement to each eligible organization conducting harness horse racing at its annual fair, other than races for colts and fillies 2 and 3 years of age, the maximum amount of reimbursement allowed under section 5(1)(iii) of the act will be paid.

4. For reimbursement to each eligible organization conducting races for colts and fillies 2 and 3 years of age at its annual fair, the maximum amount of reimbursement allowed under section 5(1)(iv) of the act will be paid.

5. For reimbursement of operating costs and premiums, a maximum amount of \$2,000 and in addition a maximum amount of \$10,000 based on a sum equal to 50% of the amount spent by the eligible Statewide agricultural organizations for premiums that are not in the \$2,000 payment as provided under section 5(2) of the act. The total maximum payment hereunder shall not exceed \$12,000.

6. For actual expenses incurred for activities which contribute to the advancement of agriculture or agribusiness by 4-H youth groups, a payment which will be calculated according to the following formula:

Tier 1: \$2,000 for total enrollment of up to 1,000 members plus \$1 for each traditional member and \$0.50 for each school enrichment/special interest member.

Tier 2: \$2,500 for total enrollment of 1,001 to 2,000 members plus \$1 for each traditional member and \$0.50 for each school enrichment/special interest member.

Tier 3: \$3,000 for total enrollment of 2,001 to 3,000 members plus \$1 for each traditional member and \$0.50 for each school enrichment/special interest member.

Tier 4: \$3,500 for total enrollment of 3,001+ members plus \$1 for each traditional member and \$0.50 for each school enrichment/special interest member, a maximum reimbursement of \$9,000.

7. For actual expenses incurred for activities which contribute to the advancement of agriculture or agribusiness by Future Farmers of America (FFA) youth groups, a payment which will be calculated according to the following formula:

Tier I: County FFA Organizations with 100 members or less will receive base funding of \$1,000 with an additional \$2 per member.

Tier II: County FFA Organizations with 101 to 210 members inclusive will receive a \$2,000 base funding with no additional moneys on a per member basis.

Tier III: County FFA Organizations with 211 members or more will receive funding of \$2,000 with an additional \$2 per member for every member over 210.

8. Any funds remaining after the previously listed grants have been awarded shall be utilized for capital improvement as provided in section 5(1)(ii) of the act.

9. The Secretary will endeavor to disburse the previously listed payments in accordance with the following schedule:

(a) By February 1, 2012, for payment under paragraphs 1—7.

(b) By October 30, 2012, for payment approved and authorized in FY 2011-2012 under paragraph 8.

GEORGE D. GREIG,
Secretary

[Pa.B. Doc. No. 11-2052. Filed for public inspection December 2, 2011, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

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

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
3-1-2011	PTC 450 Ltd. and its individual shareholders Application for approval to acquire 100% of the common stock of ISP Parker Hunter Corp. and thereby acquire 100% of the common stock of The Pennsylvania Trust Company, Radnor.	Effective
4-19-2011	The Snyder Group Application for approval to acquire up to 51.0% of the common stock of NexTier, Inc., Butler, and thereby indirectly acquire up to 51.0% of NexTier Bank, National Association, Butler.	Effective
11-10-2011	George W. Connell Revocable Trust Application for approval to acquire 100% of the common stock of Drexel Morgan & Co., Radnor, the parent financial holding company of The Haverford Trust Company, Radnor.	Withdrawn

Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
11-9-2011	Hershey Trust Company Hershey Dauphin County Application for approval to merge PWMG Trust Holdings, Inc., Hershey, with and into Hershey Trust Company, Hershey.	Filed

Branch Applications

Branch Consolidations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
The following branch consolidations are in conjunction with the merger of Susquehanna Bank, Lititz, and Graystone Tower Bank, Lancaster			
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 119 Nutt Road Phoenixville Chester County	Filed
	Graystone Tower Bank Lancaster Lancaster	<i>From:</i> 700 Nutt Road Phoenixville Chester County	
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	<i>Into:</i> 9 North High Street West Chester Chester County	Filed
		<i>From:</i> 887 South Matlock Street West Chester Chester County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 2796 Old Post Road Harrisburg Dauphin County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 4045 Linglestown Road Harrisburg Dauphin County	

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 801 Norland Avenue Chambersburg Franklin County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 800 Norland Avenue Chambersburg Franklin County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 331 West Main Street Leola Lancaster County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 361 West Main Street Leola Lancaster County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1300 West Main Street Ephrata Lancaster County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 1759 West Main Street Ephrata Lancaster County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1570 Manheim Pike Lancaster Lancaster County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 100 Granite Run Drive Lancaster Lancaster County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 2508 Eastern Boulevard York York County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 2270 East Market Street York York County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1191 Eichelberger Street Hanover York County	Filed
	Graystone Tower Bank Lancaster Lancaster County	<i>From:</i> 1001 Carlisle Street Hanover York County	
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	<i>Into:</i> 126 West Cypress Street Kennett Square Chester County	Filed
		<i>From:</i> 100 Old Forge Road Kennett Square Chester County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 800 Kenhorst Plaza Shillington Berks County	Filed
		<i>From:</i> 2001 Museum Road Wyomissing Berks County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 2155 Atco Avenue Atco New Jersey	Filed
		<i>From:</i> 114 Hays Mill Road Atco New Jersey	
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	<i>Into:</i> 9 North High Street West Chester Chester County	Filed

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
	Susquehanna Bank Lititz Lancaster County	<i>From:</i> 15 East Gay Street West Chester Chester County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1676 Oregon Pike Lancaster Lancaster County	Filed
		<i>From:</i> 1817 Oregon Pike Lancaster Lancaster County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1676 Oregon Pike Lancaster Lancaster County	Filed
		<i>From:</i> 129 East Orange Street Lancaster Lancaster County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1300 West Main Street Ephrata Lancaster County	Filed
		<i>From:</i> 30 West Main Street Ephrata Lancaster County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1205 Carlisle Road York York County	Filed
		<i>From:</i> 509 Greenbriar Road York York County	
11-4-2011	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 10 West Main Street Waynesboro Franklin County	Filed
		<i>From:</i> 634 East Main Street Waynesboro Franklin County	

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	8264 Great Cove Road Needmore Fulton County	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	3840 Hempland Road Mountville Lancaster County	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	18233 Maugans Avenue Hagerstown Maryland	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	15 Freedom Boulevard Coatesville Chester County	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	1343 West Baltimore Pike Media Delaware County	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	411 North Middletown Road Media Delaware County	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	1109 East Baltimore Pike Kennett Square Delaware County	Filed
11-4-2011	Graystone Tower Bank Lancaster Lancaster County	1660 East Street Kennett Square Delaware County	Filed

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-4-2011	Susquehanna Bank Lititz Lancaster County	890 East Main Street Ephrata Lancaster County	Filed
11-4-2011	Susquehanna Bank Lititz Lancaster County	530 East Ridgeville Boulevard Mount Airy Maryland	Filed
11-4-2011	Susquehanna Bank Lititz Lancaster County	7 West 28th Division Highway Lititz Lancaster County	Filed

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
11-15-2011	Colonial American Bank Horsham Montgomery County	Approved and Effective
	Amendment to Article VII of the institution's Articles of Incorporation increases the maximum size of the Board to 16 members and reduces the terms of all of the directors to 1 year.	

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. 11-2053. Filed for public inspection December 2, 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>
PA0248231 (Sew)	Otterbein United Methodist Church 327 Newport Road Duncannon, PA 17020	Perry County Penn Township	UNT Little Juniata Creek / 7-A	Y
PA0081779 (Sew)	Yellow Breeches Educational Center 15 Oak Park Avenue Carlisle, PA 17015	Dauphin County / West Hanover Township	Fishing Creek / 7-C	Y
PA0081710 (Sew)	Equity LifeStyle Properties, Inc.—South Region (Circle M Campground Resort) 5100 W. Lemon Street, Suite 308 Tampa, FL 33609	Lancaster County / Pequea Township	Conestoga River / 7-J	Y
PA0086967 (IW)	Myerstown Water Authority 601 Stracks Dam Road Myerstown, PA 17067	Lebanon County / Jackson Township	UNT Tulpehocken Creek / 3-C	Y
PA0086151 (Sew)	Mr. P.C.S. Chadaga (Harmony Estates MHP) 110 Inverness Drive Blue Bell, PA 19422	Cumberland County / North Middleton Township	UNT Conodoguinet Creek	Y
PA0248029 (Sew)	Hustontown Joint Sewage Authority PO Box 606 Hustontown, PA 17229	Fulton County Taylor Township / Dublin Township	UNT to Lamberton Branch / 12-C	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>
PA0238562 (Sewage Renewal)	John Ditrich Subdivison Property Owners Assoc. 8062 Harborgreene Road Erie, PA 16510	Erie County Harborcreek Township	Unnamed Tributary to Sixmile Creek 15-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

PA0027154, Sewage, SIC Code 4952, **Phoenixville Borough Chester County**, 140 Church Street, Phoenixville, PA 19460-3457. Facility Name: Phoenixville Borough STP. This existing facility is located in Phoenixville Borough, **Chester County**.

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

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-D and is classified for Warm Water Fishes 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 4 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	5.0	Report	XXX	XXX
CBOD ₅ (mg/L)						
(May 1 - Oct 31)	667	1,000	XXX	20	30	40
(Nov 1 - Apr 30)	834	1,334	XXX	25	40	50
Total Suspended Solids	1,000	1,500	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		
NH ₃ -N						
(May 1 - Oct 31)	267	XXX	XXX	8	XXX	16
(Nov 1 - Apr 30)	400	XXX	XXX	12	XXX	24
Total Phosphorus	XXX	XXX	XXX	Report	XXX	Report
Total Copper	XXX	XXX	XXX	Report	Report	Report

The proposed effluent limits for Outfall 002 and 003 are based on a storm water discharge.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Inst. Minimum</i>	<i>Daily Monthly</i>	<i>Instant. Maximum</i>	<i>Maximum</i>
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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

- Bypass Requirements
- HFMP Requirements
- PCBs Monitoring
- Storm water Requirements
- WET Tests Requirements

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.

PA0053970, Sewage, SIC Code 6515, **Martins Community LP**, 25 Randy Lane, Cochranville, PA 19330. Facility Name: Martins MHP STP. This existing facility is located in West Nottingham Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to North East Creek, is located in State Water Plan watershed 7-K 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 0.012 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.34	XXX	0.8
CBOD ₅						
(May 1 - Oct 31)	XXX	XXX	XXX	10	XXX	20
(Nov 1 - Apr 30)	XXX	XXX	XXX	20	XXX	40

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
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
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0

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

The EPA Waiver is in effect.

PA0025917, Sewage, **Chalfont-New Britain Township Joint Sewage Authority**, 1645 Upper State Road, Doylestown, PA 18901. This facility is located in Doylestown Township, **Bucks County**.

Description of Proposed Activity: Amendment 2 of an NPDES permit to discharge treated sewage from Chalfont New Britain STP. The proposed permit amendments include:

1. The final effluent limits are now based on a design flow of 4.625 MGD. Previously, the final design flow was 4.6 MGD.
2. The effluent limits based on an interim design flow of 4.44 MGD was removed.
3. The instantaneous maximum limit for fecal coliform was revised to 1,000 #/100 ml.

The receiving stream, Neshaminy Creek, is in the State Water Plan watershed 2F and is classified for: TSF, MF, aquatic life, water supply, and recreation. The nearest downstream public water supply intake is for the Aqua Pennsylvania located on Neshaminy Creek.

The proposed effluent limits for Outfall 001 based on an average flow of 4.0 MGD:

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(05-01 to 10-31)	15	23		30
(11-01 to 04-30)	25	40		50
Suspended Solids	30	45		60
Ammonia (as N)				
(05-01 to 10-31)	2.0			4.0
(11-01 to 04-30)	6.0			12.0
NO ₂ + NO ₃ as N				
(07-01 to 10-31)	9.0			18.0
(11-01 to 06-30)	Monitor/Report			
Total Kjeldahl Nitrogen	Monitor/Report			
Phosphorous (as P)				
(04-01 to 10-31)	1.5			3.0
(11-01 to 03-31)	Monitor/Report			Monitor/Report
Fecal Coliform (CFU/100 ml)	200			1,000
Dissolved Oxygen				Minimum of 5.0 mg/l at all times
pH				Within limits of 6.0—9.0 Standard Units at all times
Iron, Total	Monitor/Report			
Iron, Dissolved	Monitor/Report			
Aluminum, Total	Monitor/Report			

The proposed effluent limits for Outfall 001 based on an average flow of 4.625 MGD:

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅				
(05-01 to 10-31)	12	18		24
(11-01 to 04-30)	24	36		48
Suspended Solids	30	45		60
Ammonia (as N)				
(05-01 to 10-31)	2.0			4.0
(11-01 to 04-30)	6.0			12.0

<i>Parameters</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
NO ₂ + NO ₃ as N (07-01 to 10-31) (11-01 to 06-30)	9.0			18.0
Total Kjeldahl Nitrogen Phosphorous (as P) (04-01 to 10-31) (11-01 to 03-31)	Monitor/Report Monitor/Report			2.0 4.0
Fecal Coliform (CFU/100 ml)	200			1,000
Dissolved Oxygen pH		Minimum of 5.0 mg/l at all times Within limits of 6.0—9.0 Standard Units at all times		
Iron, Total	Monitor/Report			
Iron, Dissolved	Monitor/Report			
Aluminum, Total	Monitor/Report			

In addition to the effluent limits, the permit contains the following major special conditions:

1. Designation of Responsible Operator
2. Remedial Measures if Public Nuisance
3. No Stormwater to Sewers
4. Necessary Property Rights
5. Small Stream Discharge
6. Change in Ownership
7. Proper Sludge Disposal
8. TMDL/WLA Analysis
9. Chronic WET Monitoring
10. Operator Training
11. Requirements Applicable to Stormwater Outfalls
12. SSO Reporting Requirements
13. Laboratory Certification
14. UV Disinfection System

The EPA Waiver is not in effect

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

PA0060135-A1, Sewage, SIC Code 4952, **Shickshinny Borough Sewer Authority**, PO Box 62, Shickshinny, PA 18655. Facility Name: Shickshinny Sanitary Authority Sewage Treatment Plant. This existing facility is located in Shickshinny Borough, **Luzerne County**.

Description of Existing Activity: Application for NPDES permit amendment to revise the Chesapeake Bay compliance schedule (interim dates only) as follows:

<i>Activity</i>	<i>Due Date</i>
Submit WQM Part II Permit Application:	1/16/2012
Award Contract for Construction or Begin Implementation:	5/15/2012
Issue of Certificate of Substantial Completion:	4/22/2013

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 5-B and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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.

PAS232212, Storm Water, SIC Code 2834, **Piramal Critical Care Inc.**, 3950 Schelden Circle, Bethlehem, PA 18017. Facility Name: Piramal Critical Care Inc. Bethlehem Plant. This existing facility is located in Hanover Township, **Northampton County**.

Description of Proposed Activity: The application is for a new NPDES permit for discharge of Storm Water associated with industrial activities from an existing facility/discharge point.

The receiving stream(s), Unnamed Tributary to Monocacy Creek, is located in State Water Plan watershed 2-C 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 for stormwater only.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Fluorene	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater conditions including PPC Plan requirements, Best Management Practices (BMPs) and Annual Inspections.

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 in effect.

PA0029874, Sewage, SIC Code 7011, **Skytop Lodge Corporation**, One Skytop Lodge, Skytop, PA 18357. Facility Name: Skytop Lodge STP. This existing facility is located in Barrett Township, **Monroe 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, Leavitt Branch, is located in State Water Plan watershed 1-E and is classified for High Quality Waters—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 0.075 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.2	XXX	2.8
COD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Dissolved Solids	XXX	XXX	XXX	1,000	XXX	2000
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	9.0	XXX	18.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

- Discharge subject to effluent limitations and requirements as required by the DRBC.

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 in effect.

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

PA0082201, Sewage, SIC Code 4952, **Letterkenny Township Municipal Authority**, 4924 Orrstown Road, Orrstown, PA 17244-9503. Facility Name: Letterkenny Township STP. This existing facility is located in Letterkenny Township, **Franklin 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), Conodoguinet Creek, is located in State Water Plan watershed 7-B and is classified for Warm Water Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.042 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	1.0	XXX	2.0
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
CBOD ₅	8.8	14	XXX	25	40	50
		Wkly Avg				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	10.5	15.7	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen	2.8	XXX	XXX	8.0	XXX	16
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

- Construction schedule for Total Residual Chlorine

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.

PA0261777, SIC Code 6514, **Alvin K Fisher Jr**, 6756 McClays Mill Road, Newburg, PA 17240. Facility Name: Fisher SFTF This proposed facility is located in Lurgan Township, **Franklin County**.

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

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

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		

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.

Northcentral Regional Office: Water Management Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.3664.

PA0234095, SIC Code 3341, **CMPC Transition LLC**, 181 West Madison Street, Chicago, IL 60602-4510. Facility Name: Cerro Metals—North Yard Groundwater Extraction and Treatment System. This proposed facility is located in Spring Township, **Centre County**.

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

The receiving stream(s), Logan Branch, is located in State Water Plan watershed 9-C and is classified for High Quality—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 0.072 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.5	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	10	20	25
Oil and Grease	XXX	XXX	XXX	10	20	25
1,2,4-Trimethylbenzene (µg/L)	XXX	XXX	XXX	0.13	0.13	0.13
1,3,5-Trimethylbenzene (µg/L)	XXX	XXX	XXX	0.15	0.15	0.15
Benzo(a)Pyrene (µg/L)	XXX	XXX	XXX	10	10	10
3,4-Benzofluoranthene (µg/L)	XXX	XXX	XXX	10	10	10
Carbon Tetrachloride (µg/L)	XXX	XXX	XXX	0.21	0.21	0.21
1,1,1-Trichloroethane (µg/L)	XXX	XXX	XXX	0.20	0.20	0.20
Bis(2-Ethylhexyl)Phthalate (µg/L)	XXX	XXX	XXX	10	10	10
cis-1,2-Dichloroethylene (µg/L)	XXX	XXX	XXX	0.20	0.20	0.20
Tetrachloroethylene (µg/L)	XXX	XXX	XXX	0.20	0.20	0.20
Trichloroethylene (µg/L)	XXX	XXX	XXX	0.12	0.12	0.12

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

The EPA Waiver is in effect.

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

PAS206111, Storm Water, SIC Code 3443, **United Industrial**, 163 Cramer Pike, Johnstown, PA 15906-1157. Facility Name: United Industrial. This proposed facility is located in West Taylor Township, **Cambria County**.

Description of Proposed Activity: The application is for a new NPDES permit for existing discharges of uncontaminated stormwater associated with industrial activity.

The receiving stream(s), Laurel Run, is located in State Water Plan watershed 18-D 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 701 are based on intermittent, precipitation based flows.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>DSaily Average</i>		<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6 Min	XXX	XXX	9 Max
Total Suspended Solids	XXX	XXX	XXX	30	60	XXX
Total Aluminum	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 702 are based on intermittent, precipitation based flows.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Daily Average</i>		<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6 Min	XXX	XXX	9 Max
Total Suspended Solids	XXX	XXX	XXX	30	60	XXX
Total Aluminum	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX

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

Pursuant to 25 Pa. Code § 92a.24 any changes at the facility including facility expansions, production increases, process modifications, or any change in waste stream that may result in the discharge of new or increased concentrations of pollutants for which no effluent limitation has been issued, must be approved in writing by the Department before the permittee may commence the new or increased discharge, or change of waste stream.

The discharges of storm water runoff shall be uncontaminated. Best management practices and housekeeping procedures are required to be implemented.

The discharges may not cause a film or sheen upon or discoloration of the waters of the Commonwealth or adjoining shoreline.

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.

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

PA0020141, Sewage, SIC Code 4952, **Brookville Municipal Authority**, 30 Darrah Street, Brookville, PA 15825-2404. Facility Name: Brookville Municipal Authority. This existing facility is located in Brookville Borough, **Jefferson 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, Redbank Creek, is located in State Water Plan watershed 17-C and is classified for trout stocking fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.25 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
CBOD ₅	260	417	XXX	25	40	50
Total Suspended Solids	313	469	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	2000	XXX	10000

The proposed effluent limits for Outfalls 003-005 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:

- Chlorine Minimization
- Stormwater Best Management Practices
- Whole Effluent Toxicity testing for the renewal permit
- Electronic DMR submittal requirement
- Sanitary Sewer Overflow prohibition

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. 3801401, Amendment 11-1, Sewerage, **PA Department of Military and Veterans Affairs**, Building 0-11, Fort Indiantown Gap, Annville, PA 17003.

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

Description of Proposed Action/Activity: Seeking permit approval for replacement of existing bar screen with a new step screen.

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

WQM Permit No. 3280408-A2, Sewerage, **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701.

This existing facility is located in East Wheatfield Twp., **Indiana Co.**

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

WQM Permit No. WQG016190, Sewerage, **Jason Simoni**, 1264 Gringo Clinton Road, Aliquippa, PA 15001

This proposed facility is located in Hopewell Township, **Beaver County**.

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

WQM Permit No. 6511405, Sewerage, **City of Jeannette Municipal Authority**, PO Box 294, Penn, PA 15675.

This proposed facility is located in the City of Jeannette, **Westmoreland County**.

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

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1505069-R	Pulte Homes of PA, LP 1100 Northbrook Drive, Ste 200 Trevose, PA 19053	Chester	East Brandywine Township	Beaver Creek (TSF-MF); Culbertson Run (HQ-TSF-MF)
PAI01 2306009-R	Joseph Barakat 8 Spring Lane Chadds Ford, PA 19317	Delaware	Edgmont Township	Rocky Run (HQ-CWF-MF)
PAI01 231103	White Horse Dev Co., Inc. 950 West Valley Forge Road King of Prussia, PA 19406	Delaware	Newtown Township	Crum Creek (HQ-CWF)
PAI01 5109003—Phase 9	City of Philadelphia Division of Aviation Philadelphia International Airport—Terminal E Philadelphia, PA 19153	Philadelphia	City of Philadelphia	Poquessing Creek (WWF-MF)

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>
Jason Fox 15629 Trough Creek Valley Pike Huntingdon, PA 16652	Huntingdon	447.4 acres for nutrient application	563.59 AEU's 1.26 AEU's / ac	Swine	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

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

Permit No. 0611522, Public Water Supply.
 Applicant **Aqua Pennsylvania**
 Municipality Centre Township
 County **Berks**
 Responsible Official Marc A. Lucca, Vice President—Production
 762 West Lancaster Avenue
 Bryn Mawr, PA 19010
 Type of Facility Public Water Supply

Consulting Engineer Jill L. Marie, P.E.
 HDR
 1016 W. 9th Avenue
 King of Prussia, PA 19406
 Application Received: 10/14/2011
 Description of Action Well No. 1 Permitted pumping rate increase.

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

Permit No. 0311502, Public Water Supply.
 Applicant **Gilpin Township Municipal Authority**,
 874 State Route 66,
 Leechburg, PA 15656
 [Township or Borough] Gilpin Township
 Responsible Official Peter Pinto, Chairman
 Gilpin Township Municipal Authority,
 874 State Route 66,
 Leechburg, PA 15656
 Type of Facility Water system
 Consulting Engineer Garvin Engineering and Municipal Management,
 184 East Market Street,
 Blairsville, PA 15717

Application Received Date November 16, 2011
 Description of Action Construction of a booster pump station; installation of piping and valves to operate the two clarifiers in series and replacement of a metering station.

Permit No. 1111510, Public Water Supply.
 Applicant **Patton Borough**,
 800 Fourth Avenue,
 PO Box 175,
 Patton, PA 16668
 [Township or Borough] Patton Borough
 Responsible Official John Crowell, Council President
 Patton Borough,
 800 Fourth Avenue,
 PO Box 175,
 Patton, PA 16668
 Type of Facility Water system

Consulting Engineer	Stiffler, McGraw and Associates, Inc., 1731 North Juniata Street, Hollidaysburg, PA 16648
Application Received Date	November 14, 2011
Description of Action	Development of two new wells, installation of 8-inch supply lines, construction of a new treatment building, installation of a 12-inch transmission main.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Whitmoyer Rental Property, 2159 Logan Street, Harrisburg, PA 17110, City of Harrisburg, **Dauphin County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Cindy Whitmoyer, 1001 East Main Street, Mount Joy, PA 17552, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health standard. Future use of the site will continue as residential.

Leesport Farmers Market, 312 Gernants Church Road, Leesport, PA 19533, Borough of Leesport, **Berks County**. Elk Environmental Services, 1420 Clarion Street, Reading, PA 19601, on behalf of Leesport Farmers Market, Inc., PO Box 747, Leesport, PA 19533, submitted a Notice of Intent to Remediate site soils contaminated with lead. The site will be remediated to the Site-Specific standard. Future use of the site will remain the same.

Nittany Heights (former Collins Property), 331 West Main Street, Middletown, PA 17057, Lower Swatara Township, **Dauphin County**. EPSYS LLC, 1414 North Cameron Street, Harrisburg, PA 17103, on behalf of Lawrence Street Partners, LP / GreenWorks Development, LLC, 3029 North Front Street, Harrisburg, PA 17110, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site is being developed for student housing. The applicant will remediate the site to the Residential Statewide Health standard.

Linker Property, 175 Bunny Lane, Palmyra, PA 17078, East Hanover Township, **Dauphin County**. Pennsylvania Tectonics, Inc., 826 Main Street, Peckville, PA 18452, on behalf of Andrew and Michelle Linker, 175 Bunny Lane, Palmyra, PA 17078, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with No. 2 heating oil. The site will be remediated to the Residential Statewide Health standard. Future use of the site will remain residential.

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

Grady Gafford Residence, 454 Fishler Street, Delmar Township, **Tioga County**. Brooks Petroleum Contracting Company, 6622 Route 287, Wellsboro, PA 16901 on behalf of Grady Gafford, 454 Fishler Street, Wellsboro, PA 16901 has submitted a Notice of Intent to Remediate soil contaminated with heating oil. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Wellsboro Gazette* on October 5, 2011. Future use of the property will continue to be residential.

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 to 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.

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

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

15-0027J: Johnson Matthey, Inc.—Catalytic Systems Division (456 Devon Park Drive., Wayne, PA

19087) for modification of source emission limits and a reporting condition in the existing Plan Approval 15-0027I for their facility in Atglen Township, **Chester County**. As a result of potential emissions of NO_x and VOC, the facility is a Title V facility. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

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

26-00588A: Laurel Mountain Midstream, LLC (Westpointe Center Three, 1605 Coraopolis Heights Road) to modify and expand the existing compressor station by installing one new natural gas-fired turbine and other equipment typically found at a natural gas production facility at the Shamrock Compressor Station in German Township, **Fayette County**.

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

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

10-375A: Harmony Castings, LLC (251 Perry Highway, P. O. Box 230, Harmony, PA 16037) for the post-construction permitting of an aluminum foundry operation. Sources at the facility will include sand handling, aluminum casting, casting shakeout and primary shotblast in the Borough of Harmony, **Butler County**.

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

15-0027J: Johnson Matthey, Inc.—Catalytic Systems Division (456 Devon Park Drive., Wayne, PA 19087) for modification of source emission limits and a reporting condition in the existing Plan Approval 15-0027I for their facility in Atglen Township, **Chester County**. As a result of potential emissions of NO_x and VOC, the facility is a Title V facility. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

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

06-03150A: Craig Manufacturing Corp. (PO Box 901, Adamstown, PA 19501) for installation of fiberglass manufacturing operations in Spring Township, **Berks 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. 06-03150A is for the installa-

tion of fiberglass manufacturing operations which includes the installation of a spray booth. The proposed facility will have the potential-to-emit styrene emissions around 8.45 tpy. The plan approval will contain monitoring, recordkeeping & work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

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

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

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

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.

21-03098A: HP Enterprise Services LLC (225 Grandview Avenue, Camp Hill, PA 17011) for construction of six (6) emergency generators, an emergency fire pump engine and two (2) space heaters at their facility in East Pennsboro Township, **Cumberland County**.

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

Plan Approval No. 21-03098A authorizes the construction of the abovementioned sources. The Plan Approval and Operating Permit will contain emission restrictions, work practice standards, and testing, monitoring, record keeping, and reporting requirements to ensure the facility complies with the applicable air quality requirements. Including 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines for one of the engines. Potential emissions from the sources will be: 7.55 tons per year of NO_x, 5.49 tons per year of CO, 0.23 tons per year of PM-10, 0.4 tons per year of SO_x and 0.26 tons per year of VOC.

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

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

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

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

Plan approvals 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

20-037A: U.S. Bronze Foundry & Machine, Inc. (18649 Brakeshoe Road, Meadville, PA 16335) for construction of four additional electric induction furnaces (part of Source 116 & 117) by US Bronze and five electric induction furnaces (Source 201 & 201) by Orrville Bronze with all the sources being controlled by US Bronze's bag houses (C116A and C117) and the installation of a new Seneca baghouse (C116A) to replace the existing baghouse (C116); grinding operations (Source 204); sand handling system (Source 203); and Wheelabrator Batch Tumbler Machine (Source 205) in Woodcock Township, **Crawford County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the Title V operating permit at a later date.

This construction of the additional electric induction furnaces by US Bronze will result in an increase in emissions of 6.67 tpy for PM. The construction of the induction furnaces, sand handling system, and grinding operations will result in an increase in emissions of 2.27 tpy for PM.

This Plan Approval will contain conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Source 116, 117, 201, & 202 (Induction Furnaces):
 - Emissions shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.
 - No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (TPM) (both filterable and condensable) in the effluent gas exceeds 0.02 grain per dry standard cubic foot.

- Stack test for TPM initially and within 12 to 18 months prior to expiration of operating permit.
- A magnehelic gauge or equivalent shall be maintained and operated to monitor the pressure differential across the baghouse.
- A thermocouple or equivalent shall be maintained and operated to monitor the inlet temperature to the baghouse.
- Subject to 40 CFR 63 Subpart ZZZZZZ.
- All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.
- The permittee shall maintain a record of all preventative maintenance inspections of the control device. The records of the maintenance inspections shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, any routine maintenance performed, monthly visual inspection of the fabric collector interior for dislodged bags, bag wear and dust build-up inside the fabric collector, and weekly visible inspection of the fabric collector effluent for the presence of visible emissions.
- The permittee shall record the following operational data from the baghouse (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):
 - Pressure differential—daily defined as once per calendar day
 - Inlet temperature to baghouse—continuously defined as once every fifteen minutes
- The permittee shall maintain a quarterly inventory of the number of bags for each control device on site.
- The permittee shall perform a daily operational inspection of the control device.
- All gauges employed shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading. The permittee shall maintain and operate the following:
 - A magnehelic gauge or equivalent to measure the pressure differential across the baghouse.
 - Thermocouple or equivalent device to measure the inlet temperature to the control device.
- The permittee shall operate the control device at all times that the source is in operation.
- The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.
- The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:
 - Pressure differential determined during initial stack testing
 - Inlet temperature of less than 475F
- The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new pressure differential range or new maximum inlet temperature. Within 24-hours of discovery of a reading outside of the prescribed range the permittee shall perform a maintenance inspection on the control device and take corrective action. Records of all maintenance inspections on the control device, and corrective actions taken, shall be maintained on site for a minimum period of five years. In the event of more than one documented excursion outside the prescribed range in any calendar quarter the permittee shall submit a corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.
- The permittee shall perform preventative maintenance inspection of the fabric collector including, but not limited to, the following:
 - A monthly visual inspection of the fabric collector interior for dislodged bags, bag wear and dust build-up inside the fabric collector.
 - A weekly visible inspection of the fabric collector effluent for the presence of visible emissions.
 - All other maintenance activities which shall be performed on the fabric collector at the frequency recommended by the manufacturer.
- The owner/operator shall retain on site a number of spare bags equal to 10% the bags in use or a number of spare bags as recommended by the manufacturer of the fabric collector, whichever is greater.
 - For C116A—a minimum of 48
 - For C117—a minimum of 48
- Source 203 (Sand Handling)
 - o No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (TPM) (both filterable and condensable) in the effluent gas exceeds 0.02 grain per dry standard cubic foot.
 - o Stack test for TPM initially and within 12 to 18 months prior to expiration of operating permit.
 - o A magnehelic gauge or equivalent shall be maintained and operated to monitor the pressure differential across the baghouse.
 - o All gauges shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.
 - o An approved indicator range shall consist of the following and shall be determined during the initial performance test:
 - Fabric filter pressure drop determined during initial stack testing
 - Baghouse inlet temperature during initial stack testing (must be less than both the fabric filter and the baghouse's maximum operating temperature as prescribed by the manufacturer.)
 - o The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified

averaging period shall be defined as an excursion. The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new pressure drop range or new maximum inlet temperature. Within 24-hours of the excursion discovery, the permittee shall perform a maintenance inspection on the control device and take immediate corrective action. In the event of more than one documented excursion outside the prescribed indicator range in any calendar quarter the permittee shall submit a long term corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.

o The control device operator shall perform a monthly preventative maintenance (PM) inspection of the fabric collector.

o An inventory of spare fabric filter bags shall be kept onsite and shall be updated quarterly at a minimum.

o The control device operator shall record pressure drop readings across the fabric collector at a minimum of once per shift and maintain a log of those readings which shall include at a minimum:

- Time and date of observation
- Name, title, and signature of the observer
- The observation made
- Any corrective action taken as result of the observation

o The control device operator shall maintain a preventative maintenance (PM) Log documenting the following at a minimum:

- Inspection procedures
- Time and date of observation
- Name, title, and signature of the observer
- Observations and corrective actions
- A monthly visual inspection of the fabric collector interior for dislodged bags, bag wear and dust build-up inside the fabric collector
- A weekly visible inspection of the fabric collector effluent for the presence of visible emissions
- All other maintenance activities which shall be performed on the fabric collector at the frequency recommended by the manufacturer.

o The owner/operator shall operate the source and its' air cleaning device in accordance with manufacturers' specifications and with good air pollution control practice.

o The owner/operator shall retain on site a number of spare bags equal to 10% of the bags in use (21) or a number of spare bags as recommended by the manufacturer of the fabric collector, whichever is greater.

• Source 204 (Grinding Operations)

o No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (TPM) (both filterable and condensable) in the effluent gas exceeds 0.02 grain per dry standard cubic foot.

o All gauges shall have a scale such that the expected normal reading shall be no less than twenty percent

(20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.

o The control device operator shall record pressure drop readings across the fabric collector at a minimum of once per shift and maintain a log of those readings which shall include at a minimum:

- Time and date of observation
- Name, title, and signature of the observer
- The observation made
- Any corrective action taken as result of the observation

o The owner/operator shall operate the source and its' air cleaning device in accordance with manufacturers' specifications and with good air pollution control practice.

• Source 205 (Shotblast)

o No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (TPM) (both filterable and condensable) in the effluent gas exceeds 0.02 grain per dry standard cubic foot.

o Stack test for TPM initially and within 12 to 18 months prior to expiration of operating permit.

o All gauges shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.

o An approved indicator range shall consist of the following and shall be determined during the initial performance test:

- Fabric filter pressure drop determined during initial stack testing
- Baghouse inlet temperature during initial stack testing (must be less than both the fabric filter and the baghouse's maximum operating temperature as prescribed by the manufacturer.)

o The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new pressure drop range or new maximum inlet temperature. Within 24-hours of the excursion discovery, the permittee shall perform a maintenance inspection on the control device and take immediate corrective action. In the event of more than one documented excursion outside the prescribed indicator range in any calendar quarter the permittee shall submit a long term corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.

o The control device operator shall record pressure drop readings across the fabric collector at a minimum of once per shift and maintain a log of those readings which shall include at a minimum:

- Time and date of observation
- Name, title, and signature of the observer

- The observation made
- Any corrective action taken as result of the observation
 - The owner/operator shall operate the source and its' air cleaning device in accordance with manufacturers' specifications.
 - The owner/operator shall retain on site a number of spare bags equal to 10% of the bags in use (21) or a number of spare bags as recommended by the manufacturer of the fabric collector, whichever is greater.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the following:

- Name, address and telephone number of the person submitting the comments
- Identification of the proposed plan approval [20-037A]
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to H. Thomas Flaherty, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

33-185A: Columbia Gas Transmission LLC—Iowa Compressor Station (41.12932N 79.00884W, Iowa Road, Pine Creek, PA 17739), for the construction of two compressor engines and support equipment in Pine Creek Township, **Jefferson County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the Title V operating permit at a later date.

This construction of the natural gas compressor station will result in an increase in emissions of 0.74 tpy for PM, 0.04 tpy for SO_x, 2.68 tpy for CO, 33.3 tpy for NO_x, and

2.0 tpy for VOC. This Plan Approval will contain conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Source 101 & 102 (Compressor Engines):
 - Emissions shall comply with 25 Pa. Code §§ 123.1 and 123.31 for fugitive and odor emissions respectively.
 - No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (TPM) (both filterable and condensable) in the effluent gas exceeds 0.02 grain per dry standard cubic foot.
 - The internal combustion engines shall be equipped and operated with air cleaning devices that reduce emissions to levels equal to or less than:
 - NO_x at rated bhp and operating at rated speed—1.5 grams per bhp-hour (gms/bhp-hr)
 - NMHC at rated bhp and operating at rated speed—0.09 gms/bhp-hr
 - CO at rated bhp and operating at rated speed—0.12 gms/bhp-hr
 - CH₂O at rated bhp and operating at rated speed—0.02 gms/bhp-hr
 - At operating conditions less than rated capacity, internal combustion engines shall, on a pounds-per-hour basis, emit no more than they emit at rated bhp and rated speed.
 - Visible emissions in excess of the following limitations:
 - Equal to or greater than 10% for a period or periods aggregating more than 3 minutes in any one hour.
 - Equal to or greater than 30% at any time.
 - Subject to 40 CFR 63 Subpart ZZZZ
 - Within 60 days after achieving the normal production rate at which the affected source will be operated, but not later than 180 days after initial start-up of the source/control device, a stack test shall be performed in accordance with the provisions of Chapter 139 of the Rules and Regulations of the Department of Environmental Protection. The stack test shall be performed while the aforementioned source is operating at the maximum or normal rated capacity as stated on the application. The stack test shall be conducted for NO_x, NMHC, CO, and CH₂O (using Department approved methods). CO testing will need to meet the requirements in 40 CFR 63 Subpart ZZZZ.
 - In addition to the stack testing required by part (a), within twelve (12) months after the initial stack testing, and annually thereafter, the facility shall stack test for NO_x, NMHC, CO, and CH₂O (using Department approved methods) in accordance with the provisions in part (a). CO testing will need to meet the requirements in 40 CFR 63 Subpart ZZZZ. The stack test shall be performed while the aforementioned source is operating at the maximum or normal rated capacity as stated on the application.
 - All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.
 - The permittee shall maintain a record of all preventive maintenance inspections of the control device. The records of the maintenance inspections shall include, at a

minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- The permittee shall record the following operational data from the oxidation converter (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):

- Exhaust temperature—daily defined as once per calendar day

- The permittee shall maintain comprehensive, accurate records which, at a minimum, shall include:

- The number of hours per calendar year that each engine operated.

- The amount of fuel used per calendar year in each engine.

- The permittee shall maintain records or report the following:

- Records including a description of testing methods, results, all engine operating data collected during the tests, and a copy of the calculations performed to determine compliance with emission standards.

- Copies of the report that demonstrates that the engines were operating at rated bhp and rated speed conditions during performance testing.

- The permittee shall perform a daily operational inspection of the control device.

- All gauges employed shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading. The permittee shall maintain and operate the following:

- Thermocouple or equivalent device to measure the exhaust temperature of the control device.

- The permittee shall operate the control device at all times that the source is in operation.

- The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

- The permittee shall adhere to the approved indicator range for the oxidation converter so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:

- Exhaust temperature as determined during testing

- The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new exhaust temperature range. Within 24-hours of discovery of a reading outside of the prescribed range the permittee shall perform a maintenance inspection on the control device and take corrective action. Records of all maintenance inspections on the control device, and corrective actions taken, shall be maintained on site for a minimum period of five years. In the event of more than one documented excursion outside the prescribed range in any calendar quarter the permittee shall submit a corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the

control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.

- Source 103 & 104 (Engine Oil & Coolant Tanks)

- o All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.

- o The permittee shall maintain a record of all preventive maintenance inspections of the source/control device. The records of the maintenance inspections shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- o The permittee shall maintain records of the operational inspection of the source/control device.

- o The permittee shall perform a daily operational inspection of the source/control device.

- o The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the following:

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

- Identification of the proposed plan approval [33-185A]

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

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to H. Thomas Flaherty, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations

the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

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

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

AMS 11272: ARIA Health—Torresdale Campus (Red Lion and Knights Road, Philadelphia, PA 19114) for installing two (2) each 2.1 MMBTU/hr, two (2) each 1.5 MMBTU/hr, one (1) 1.7 MMBTU/hr, one (1) 0.91 MMBTU/hr, and one (1) 1.33 MMBTU/hr boilers each firing natural gas, and one (1) 1611Kw, one (1) 790Kw and one (1) 908Kw diesel emergency generators. There will be a potential emission increase of 16.38 tons of Nitrogen Oxides (NOx) per year for the facility in the City of Philadelphia, **Philadelphia County**. The plan approval will contain operating, monitoring and recordkeeping requirements to ensure operation within all applicable requirements.

AMS 11033: SEPTA—Woodland Trolley Shop (4901 Woodland Avenue, Philadelphia, PA 19143) for installing two (2) each 7.91 MMBTU/hr, one (1) .42 MMBTU/hr boilers firing No. 2 and Natural gas, and one (1) Stage 2 Vapor Recovery Unit, one Trolley Spray Paint Booth, one (1) Baghouse, and a Spray can paint booth. There will be a potential emission increase of 10.88 tons of Nitrogen Oxides (NOx) and 14.37 tons of (SOx) Sulfur Oxide per year for the facility. The plan approval will contain operating, monitoring and recordkeeping 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.

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

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

49-00009: Masonite Corp. (PO Box 112, Northumberland, PA 17857-0112) for issuance of a state only operating permit for their facility in Point Township, **Northumberland County**. The facility's sources include two combustion units, five surface coating spray booths and associated cleanup operations, a prefinish line, a gluing operation, a milling & sanding operation, an emergency generator and a parts washer. The potential emission of all air contaminants are below their respective major emission thresholds. The proposed state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

41-00067: Glenn O. Hawbaker, Inc. (711 East College Ave., Bellefonte, PA 16823) for issuance of a State-Only (Synthetic Minor) Operating Permit renewal for operation of their Montoursville Plant No. 15 facility in Loyalsock Township, **Lycoming County**.

The facility operates oil preheater, a drum mix asphalt plant, a RAP processing system, an Eagle mobile crushing unit, fuel oil storage tanks, Kolberg mobile crushing and screening unit, and a Nordberg mobile crushing unit.

The facility has the potential to emit up to 29.03 tons of PM/PM10, 5.02 tons of HAPs, 79.88 tons of SOx, 75.44 tons of NOx, 30.22 tons of VOCs, and 77.10 tons of CO per year.

The facility is not a major (Title V) facility for any air contaminant.

The Department of Environmental Protection (Department) proposes to issue State-Only (Synthetic Minor) Operating Permit 41-00067. The Department intends to incorporate into the operating permit all applicable conditions of approval contained in the RFD exemptions for various insignificant air-contaminant sources and air-contaminant sources authorized under general plan approvals/general operating permits. The proposed renewal operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

60-00020: Pik Rite, Inc. (60 Pik Rite Lane, Lewisburg, PA 17837-6840) for issuance of a state only operating permit for their facility in Buffalo Township, **Union County**. The facility's source is a surface coating operation. The potential emission of all air contaminants are below their respective major emission thresholds. The proposed state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

65-00732: Latrobe Hospital (1 Mellon Way, Latrobe, PA 15650-1197) for general medical and surgical hospital in Latrobe, **Westmoreland County**. This is a State Only Operating Permit renewal submittal.

11-00521: Fuel Recovery, Inc. (254 Interpower Drive, Colver, PA 15927), Natural Minor Operating Permit for the operation of a coal preparation plant, known as the Lilly Coal Refuse Site, located in Washington Township, **Cambria County**.

The facility contains air contamination sources consisting of screens, conveyers, storage piles, and one 152-bhp diesel generator engine. Facility emissions are 11.93 tons per year of PM10, 9.01 tons per year of NOx, 0.92 tons per year of CO. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to state requirements as well as 40 CFR 60, Subpart Y—Standards of Performance for Coal Preparation and Processing Plants and 40 CFR 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The permit includes emission limitations, operational requirements, monitoring requirements, and recordkeeping requirements for the facility

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of this State Only Operating Permit may submit the information to Martin L. Hochhauser, P.E., Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the following:

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

Identification of the proposed Operating Permit (specify Operating Permit OP-11-00521), and

Concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication. In accordance with 25 Pa. Code § 127.428, prior to issuing an operating permit, the Department may hold a fact-finding conference or hearing at which the petitioner, and a person who has properly filed a protest under § 127.426 (relating to filing protests) may appear and give testimony. The Department is not required to hold a conference or hearing. The applicant, the protestant and other participants will be notified of the time, place and purpose of a conference or hearing, in writing or by publication in a newspaper or the *Pennsylvania Bulletin*, unless the Department determines that notification by telephone will be sufficient.

PLAN APPROVALS

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

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

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

45-310-059: Eureka Stone Quarry, Inc.—Pocono Quarry (PO Box 249, Chalfont, PA 18914) for installation of a new Vibrating Grizzly at their facility in Hamilton Township, **Monroe 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 Eureka Stone Quarry, Inc. (Pocono Quarry) (PO Box 249, Chalfont, PA 18914) for their facility located in Hamilton Twp, Monroe County. This Plan Approval No. 45-310-059 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 45-310-059 is for the installation of a new Vibrating Grizzly. The crushing operation is subject to NSPS Subpart OOO requirements. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the following:

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

Identification of the proposed permit No.: 45-310-059.

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

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

40-310-088: Pennsy Supply, Inc.—d/b/a Slusser Brothers (Pittston Quarry) (1001 Paxton Street, PO Box 3331, Harrisburg, PA 17104) for installation of a new Digester Screen for their facility in Jenkins Township, **Luzerne 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 Pennsy Supply, Inc. d/b/a Slusser Brothers (Pittston Quarry) (1001 Paxton Street, PO Box 3331, Harrisburg, PA 17104) for their facility located in Jenkins Township, Luzerne County. This Plan Approval No. 40-310-088 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 40-310-088 is for the installation of a new Digester Screen. The crushing operation is subject to NSPS Subpart OOO requirements. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the following:

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

Identification of the proposed permit No.: 40-310-088.

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

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

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

56111302 and NPDES No. PA 0236101, Wilson Creek Energy, LLC, (140 West Union Street, Somerset, PA 15501), to operate the Acosta Deep Mine in Jenner, Lincoln, Quemahoning and Somerset Township, **Somerset County** to operate a new underground mine and related NPDES permit, Surface Acres Proposed 49.8, Underground Acres Proposed 3776.9, Subsidence Control

Plan Acres Proposed 2432.7. Receiving Stream: Unnamed Tributary to Quemahoning Creek, classified for the following use(s): CWF. The application was considered administratively complete on November 10, 2011. Application received: May 11, 2011.

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

17000111 and NPDES No. PA0243027. Gregg Barrett Coal (288 Watts Road, Curwensville, PA 16833). Renewal of an existing bituminous surface/auger mine located in Ferguson Township, **Clearfield County** affecting 65.0 acres. Receiving streams: unnamed tributaries to Watts Creek and Watts Creek classified for high quality cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: November 10, 2011.

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

49111301. S & N Coal Co., LLC, (8689 Route 25, Spring Glen, PA 17978), commencement, operation and restoration of an anthracite underground mine operation in Mt. Carmel Township, **Northumberland County** (replacing FKZ Coal, Inc. UMP No. 49971301) affecting 4.1 acres, receiving stream: Locust Creek, classified for the following use: cold water fishes. Application received: November 8, 2011.

54950101R3. Joe Kuperavage Coal Company, (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine and coal refuse disposal operation in Blythe Township, **Schuylkill County** affecting 246.0 acres, receiving stream: Silver Creek. Application received: November 9, 2011.

Noncoal Applications Received

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

4275SM19 and NPDES Permit No. PA0599204. New Enterprise Stone & Lime Company, Inc., P. O. Box 77, New Enterprise, PA 16664, renewal of NPDES Permit in Spruce Creek and Warriors Mark Townships, **Huntingdon County**. Receiving stream(s): UTS to/and Little Juniata River, Gensimore Run classified for the following use(s): trout stocked fishery and warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 14, 2011.

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

66111001 and NPDES Permit No. PA0225151. Meshoppen Stone, Inc., (P. O. Box 127, Meshoppen, PA 18630), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in Eaton Township, **Wyoming County** affecting 5.0 acres, receiving stream: Newton Run Creek, classified for the following use: HQ-cold water fishery. Application received: November 7, 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.

<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

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:

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*		greater than 6.0; less than 9.0	
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

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

NPDES No. PA0213527 (Mining Permit No. 30841317), Consol Pennsylvania Coal Company, LLC, (PO Box J, 1525 Pleasant Grove Road, Claysville, PA 15323). A renewal to the NPDES and mining activity permit for Enlow Fork Mine in Richhill Township, **Greene County**. Surface Acres Affected 1264.06, Underground Acres Affected 34,858.89. Templeton Fork, classified for the following use(s): TSF. Unnamed tributary to Templeton Fork, classified for the following use(s): TSF. Beham Run, classified for the following use(s): WWF. Enlow Fork classified for the following use(s): TSF. Un-

named tributary to Enlow Fork classified for the following use(s): TSF. Unnamed tributary to Robinson Fork, classified for the following use(s): WWF. Unnamed tributary to Booth Run, classified for the following use(s): WWF. Long Run, classified for the following use(s): TSF. Unnamed tributary to Long Run, classified for the following use(s): WWF. Rocky Run, classified for the following use(s): TSF. Unnamed tributary to Rocky Run, classified for the following use(s): TSF. Unnamed tributary to Short Creek, classified for the following use(s): TSF, Monongahela River Watershed. Unnamed tributary to Crafts Creek, classified for the following use(s): WWF, Monongahela River Watershed. Unnamed tributary to Buffalo Creek, classified for the following use(s): HQ-WWF. Unnamed tributary to Tenmile Creek, classified for the following use(s): TSF, Monongahela River Watershed. The application was considered administratively complete on October 14, 2010. Application received June 29, 2010.

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 facility location of the non-discharge alternatives are listed below:

The proposed average daily discharge rate for Outfall 003 is 10000 GPD

Outfall 003 discharges to: Unnamed Tributary to Enlow Fork

The proposed effluent limits for Outfall 003 Lat: 39° 58' 36" Long: 80° 24' 30" are:

<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)		1.50	2.34	
Manganese (mg/l)		0.64	1.00	
Aluminum (mg/l)		0.48	0.75	
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		32	50	
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 004 is 11374387 GPD

Outfall 004 discharges to: Unnamed Tributary to Templeton Fork

The proposed effluent limits for Outfall 004 Lat: 39° 59' 59" Long: 80° 26' 42" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report	975	
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 005 is 6333465 GPD

Outfall 005 discharges to: Unnamed Tributary to Templeton Fork

The proposed effluent limits for Outfall 005 Lat: 39° 59' 58" Long: 80° 26' 54" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	894	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 006 is 14411865 GPD

Outfall 006 discharges to: Unnamed Tributary to Robinson Fork

The proposed effluent limits for Outfall 006 Lat: 40° 00' 31" Long: 80° 28' 37" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	149	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 007 is 21391603 GPD

Outfall 007 discharges to: Unnamed Tributary to Booth Run

The proposed effluent limits for Outfall 007 Lat: 39° 59' 10" Long: 80° 22' 23" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	720	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 008 is 21973248 GPD

Outfall 008 discharges to: Unnamed Tributary to Long Run

The proposed effluent limits for Outfall 008 Lat: 40° 00' 22" Long: 80° 23' 36" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	201	
Total Dissolved Solids (mg/l)			Monitor and Report	

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Sulfates (mg/l)				

Monitor and Report

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 009 is 18548006 GPD

Outfall 009 discharges to: Unnamed Tributary to Enlow Fork

The proposed effluent limits for Outfall 009 Lat: 30° 59' 19" Long: 80° 21' 06" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow				
Osmotic Pressure (mOs/kg)				
Total Dissolved Solids (mg/l)				
Sulfates (mg/l)				

Monitor & Report

261

Monitor and Report

Monitor and Report

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 010 is 38130048 GPD

Outfall 010 discharges to: Rocky Run

The proposed effluent limits for Outfall 010 Lat: 40° 01' 22.7" Long: 80° 22' 58.6" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow				
Osmotic Pressure (mOs/kg)				
Total Dissolved Solids (mg/l)				
Sulfates (mg/l)				

Monitor & Report

2643

Monitor and Report

Monitor and Report

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 011 is 8466163 GPD

Outfall 011 discharges to: Unnamed Tributary to Templeton Fork

The proposed effluent limits for Outfall 011 Lat: 40° 02' 12.3" Long: 80° 25' 38.8" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow				
Osmotic Pressure (mOs/kg)				
Total Dissolved Solids (mg/l)				
Sulfates (mg/l)				

Monitor & Report

1125

Monitor and Report

Monitor and Report

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 012 is 17255462 GPD

Outfall 012 discharges to: Unnamed Tributary to Rocky Run

NOTICES

The proposed effluent limits for Outfall 012 Lat: 40° 02' 12.3" Long: 80° 22' 38.3" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report		756
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 013 is 1163289 GPD

Outfall 013 discharges to: Unnamed Tributary to Short Creek

The proposed effluent limits for Outfall 013 Lat: 40° 00' 49" Long: 80° 20' 22" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report		8363
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 014 is 7755264 GPD

Outfall 014 discharges to: Unnamed Tributary to Templeton Fork

The proposed effluent limits for Outfall 014 Lat: 40° 03' 38" Long: 80° 21' 53" are:

<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)		1.7	2.4	
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report		754
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 015 is 7755264 GPD

Outfall 015 discharges to: Unnamed Tributary to Templeton Fork

The proposed effluent limits for Outfall 015 Lat: 40° 03' 35" Long: 80° 24' 52" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report		348

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 016 is 21650112 GPD

Outfall 016 discharges to: Unnamed Tributary to Short Creek

The proposed effluent limits for Outfall 016 Lat: 40° 02' 09" Long: 80° 19' 33" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	1060	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 017 is dependent on rainfall GPD

Outfall 017 discharges to: Unnamed Tributary to Short Creek

The proposed effluent limits for Outfall 017 Lat: 40° 02' 13" Long: 80° 19' 37" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	1839	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 025 is 17966361 GPD

Outfall 025 discharges to: Unnamed Tributary to Buffalo Creek

The proposed effluent limits for Outfall 025 Lat: 40° 05' 01.6" Long: 80° 14' 29.1" are:

<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)		1.5	2.33	2.33
Manganese (mg/l)		1.79	3.58	4.48
Aluminum (mg/l)		0.48	0.75	0.75
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		50	100	125
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 026 is 5040921 GPD

Outfall 026 discharges to: Unnamed Tributary to Robinson Fork

The proposed effluent limits for Outfall 026 Lat: 39° 59' 59" Long: 80° 26' 42" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report	531	
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 027 is 12925440 GPD

Outfall 027 discharges to: Unnamed Tributary to Rocky Run

The proposed effluent limits for Outfall 027 Lat: 40° 02' 29.1" Long: 80° 22' 28.5" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report	352	
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 028 is 9758707 GPD

Outfall 028 discharges to: Unnamed Tributary to Crafts Creek

The proposed effluent limits for Outfall 028 Lat: 40° 03' 38" Long: 80° 18' 48" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report	14,122	
Total Dissolved Solids (mg/l)		Monitor and Report		
Sulfates (mg/l)		Monitor and Report		

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 029 is 18935769 GPD

Outfall 029 discharges to: Long Run

The proposed effluent limits for Outfall 029 Lat: 40° 00' 56" Long: 80° 23' 14" are:

<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)		1.78	3.56	
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Monitor and Report		
Osmotic Pressure (mOs/kg)		Monitor & Report	119	

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 030 is 13765593 GPD

Outfall 030 discharges to: Unnamed Tributary to Buffalo Creek

The proposed effluent limits for Outfall 030 Lat: 40° 06' 01.6" Long: 80° 20' 41.9" are:

<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)		0.380	0.760	
Manganese (mg/l)		0.112	0.224	
Aluminum (mg/l)		0.403	0.806	
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		7.07	14.14	
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		1.72	3.44	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 031 is 29082240 GPD

Outfall 031 discharges to: Unnamed Tributary to Rocky Run

The proposed effluent limits for Outfall 031 Lat: 39° 59' 52" Long: 80° 24' 53" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	6,337	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 032 is 18677260 GPD

Outfall 032 discharges to: Unnamed Tributary to Enlow Fork

The proposed effluent limits for Outfall 032 Lat: 39° 59' 20" Long: 80° 25' 9" are:

<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)		1.85	3.70	
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	123	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 033 is 13830220 GPD

Outfall 033 discharges to: Enlow Fork

The proposed effluent limits for Outfall 033 Lat: 39° 58' 33" Long: 80° 25' 3" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	22,468	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 034 is 21456230 GPD

Outfall 034 discharges to: Enlow Fork

The proposed effluent limits for Outfall 034 Lat: 39° 58' 19" Long: 80° 25' 31" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	22,501	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 035 is 13765593 GPD

Outfall 035 discharges to: Unnamed Tributary to Tenmile Creek

The proposed effluent limits for Outfall 035 Lat: 40° 06' 12.4" Long: 80° 20' 30.1" are:

<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)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow			Monitor and Report	
Osmotic Pressure (mOs/kg)		Monitor & Report	56,025	
Total Dissolved Solids (mg/l)			Monitor and Report	
Sulfates (mg/l)			Monitor and Report	

¹The parameter is applicable at all times.

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

NPDES No. PA0262609 (Mining permit no. 56080102), Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, revised NPDES permit for surface mining including blasting in Shade Township, **Somerset County**, affecting 381.5 acres. Receiving stream(s): Miller Run, Unnamed Tributary to Hinson Run and Unnamed Tributary to Shade Creek, classified for the following use(s): cold water fisheries. These receiving streams are included in the TMDL for the Kiskiminetas-Conemaugh River Watershed. Application received: August 25, 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 outfalls listed below discharge to Miller Run and Unnamed Tributary to Shade Creek.

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

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>
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 treated wastewater outfalls listed below discharge to Unnamed Tributary to Hinson Run

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

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>
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
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
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 outfalls listed below discharge to Miller Run and Unnamed Tributaries to Hinson Run and Shade Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
005, 006, 007 & 008	N

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>
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 outfalls listed below discharge to Unnamed Tributary to Hinson Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
009 & 010	Y

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>
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. PA0607606 (Mining permit no. 32810135), M. B. Energy, Inc., 175 McKnight Road, Blairsville, PA 15717, renewal of an NPDES permit for a reclamation only surface mine operation to passively treat a post-mining discharge in West Wheatfield Township, **Indiana County**, affecting 15.8 acres. Receiving stream(s): unnamed tributaries to Blacklick Creek and Roaring Run, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiskiminetas-Conemaugh River TMDL. Application received: September 12, 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 Blacklick Creek and Roaring Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
(002) Treatment Facility— Permanent Passive Treatment Systems for post-mining discharge	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>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	2.0	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. PA0262200 (Mining permit no. 11060102), E. P. Bender Coal Company, Inc., P. O. Box 594, Carrolltown, PA 15722, renewal of an NPDES permit for a surface coal mine operation in Reade Township, **Cambria County**, affecting 73.0 acres. Receiving stream(s): UNTS to/and Fallentimber Run, classified for the following use(s): cold water fishery. This receiving stream is included in the Clearfield Creek TMDL. Application received: September 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 UNTS to/and Fallentimber Run.

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

NPDES No. PA0234231 (Mining permit no. 56960107), PBS Coals, Inc., 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541, renewal of an NPDES permit for reclamation only with post-mining discharges in Jenner Township, **Somerset County**, affecting 125.4 acres. Receiving stream(s): unnamed tributaries to Quemahoning Creek, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiskiminetas-Conemaugh TMDL. Application received: September 22, 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 Quemahoning Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001A	N

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

<i>Outfalls: 001A 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 Quemahoning Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
005 and 006	N

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

<i>Outfalls: 005 and 006 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			

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

NPDES No. PA0227358 (Permit No. 61970101). Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215) Renewal of an NPDES permit for a bituminous surface mine in Irwin Township, **Venango County**, affecting 71.5 acres. Receiving streams: Unnamed tributaries to Scrubgrass Creek, classified for the following uses: CWF. TMDL: Scrubgrass Creek. Application received: September 30, 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 Scrubgrass Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA1	N
TA2	N

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)		1.8	3.6	4.5
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.6	1.2	1.5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributaries to Scrubgrass Creek:

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

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)				4.5
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

NPDES No. PA0211401 (Permit No. 10920112). State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201) Renewal of an NPDES permit for a bituminous surface mine in Concord Township, **Butler County**, affecting 230.1 acres. Receiving streams: Unnamed tributary to Bear Creek, classified for the following uses: CWF. TMDL: None. Application received: July 20, 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 Bear Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
Cell C5	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)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		2	4	5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

Noncoal NPDES Draft Permits

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

NPDES No. PA 0257826 (Mining permit no. 57112501), Jack L. McClintock, 15222 US Hwy 220, Muncy Valley, PA 17758, new NPDES permit for noncoal surface mining in Shrewsbury Township, **Sullivan County**, affecting 10 acres. Receiving stream(s): Unnamed Tributary to Muncy Creek, classified for the following use(s): HQ-CWF. Application received: August 24, 2011.

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

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TF 1	Y
ST 1	Y

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

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

NPDES No. PA0224880 on Surface Mining Permit No. 58100304. Daniel S. Warner, (RR 6 Box 6580, Montrose, PA 18801), new NPDES Permit for a sandstone and shale quarry operation in Jessup Township, **Susquehanna County**, affecting 53.44 acres. Receiving stream: unnamed tributary to Big Elk Lake, classified for the following use: cold water fishes. Application received: December 6, 2010.

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

The outfall(s) listed below discharge to unnamed tributary to Big Elk Lake.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
DP-01	Yes	E&S/Stormwater
ST-03	Yes	E&S/Stormwater

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E34-131: Pa. Department of Transportation, Engineering District 2-0, 1924 Daisy Street Ext., PO Box

342, Clearfield, PA 16830, in Lack Township, **Juniata County**, U.S. Army Corps of Engineers, Baltimore District

To 1) remove the existing structure, 2) construct and maintain a single span composite pre-stressed concrete spread box beam bridge with integral abutments skewed 45°, having a normal span of 90.0 feet, a width of 31.38 feet, and a minimum underclearance of 8.47 feet across Narrows Branch Tuscarora Creek (CWF, MF), 3) construct a temporary road crossing immediately upstream of the structure consisting of a single span bridge, having a normal span of 90.0 feet, a width of 26.00 feet, and a minimum underclearance of 5.50 feet across Narrows Branch Tuscarora Creek (CWF, MF), and 4) temporarily impact 0.04 acre of four separate PFO wetlands, all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0075 (Path Valley Road) (Blairs Mills, PA Quadrangle, (N: 3.1 inches, W: 11.0 inches; Latitude: 40°16'02", Longitude: -77°42'13") in Lack Township, Juniata County.

E36-887: Donegal Chapter of Trout Unlimited, PO Box 8001, Lancaster, Pennsylvania 17604, in East Drumore Township, **Lancaster County**, ACOE Baltimore District

To construct and maintain 14 cross vanes, 2 rock vanes, 19 rock deflectors, 31 cover logs, 24 rock walls, 4 mudsills, 7 areas of random boulder placement, 3 log jam removals, 5 agricultural crossings, and approximately 7,110.0 feet of streambank fencing in and along Conowingo Creek (HQ-CWF, MF) and 2 unnamed tributaries to Conowingo Creek (HQ-CWF, MF). The project is located approximately 3/8 of a mile north of Cardinal Drive, approximately 1,000.0 feet west of its intersection of Conowingo Road (Wakefield, PA Quadrangle, N: 17.81 inches, W: 9.98 inches; Latitude: 39°50'53", Longitude: -76°11'46") in East Drumore Township, Lancaster County. The purpose of the project is the restore the streams to improve fish habitat and to implement improved agricultural conservation and management plans.

E67-896: Yorkanna Community Volunteer Fire Company, 42 Main Street, Yorkanna, PA 17406, in Lower Windsor Township, **York County**, ACOE Baltimore District

To place and maintain fill in 0.098 acre of PEM wetland that is adjacent to an unnamed tributary to Cabin Creek (WWF, MF) for the purpose of improving public safety. The project is located on East Prospect Road, approximately one half mile east of its intersection with Blue Stone Road (Red Lion, PA Quadrangle, N: 5.5 inches, W: 4.75 inches; Latitude: 39°58'19.8", Longitude: -76°34'1.8") in Lower Windsor Township, York County.

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335

E33-08-001, EQT Gathering, LLC, 455 Racetrack Road, Suite 101, Washington, PA 15301 Frano Pipeline Project, in Snyder and Washington Townships, **Jefferson County**, Army Corps of Engineers Pittsburgh District (Falls Creek, PA Quadrangle N: 41° 13' 54"; W: 78° 47' 13").

The applicant proposes to construct and maintain ap-

proximately 16,400 feet of 6" diameter steel natural gas pipeline in Snyder and Washington Townships, Jefferson County. The proposed pipeline will connect a natural gas pad to an existing pipeline located approximately 1.0 mile south of Brockway, PA. The water obstructions and encroachments for the purpose of installing the natural gas gathering line are described below:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
1	A 6" diameter natural gas pipeline to be open trenched under an UNT to Curry Run (CWF) and a temporary crossing in an UNT to Curry Run (CWF) temporarily impacting 52 linear feet of channel.	N: 41°13'46.48" W: 78°47'50.00"
2	A 6" diameter natural gas pipeline to be bored under Rattlesnake Run (CWF) and 100 feet of palustrine emergent (PEM) EV wetland.	N: 41°12'47.40" W: 78°47'51.47"
3	A 6" diameter natural gas pipeline to be bored under 30 feet of a palustrine emergent / forested (PEM/PFO) EV wetland.	N: 41°12'27.49" W: 78°47'43.15"
4	A 6" diameter natural gas pipeline to be bored under 110 feet of a palustrine emergent / scrub-shrub/forested (PEM/PSS/PFO) EV wetland.	N: 41°12'25.20" W: 78°47'43.15"
5	A 6" diameter natural gas pipeline to be bored under Rattlesnake Run (CWF).	N: 41°12'24.23" W: 78°47'42.78"
6	A 6" diameter natural gas pipeline to be bored under 40 feet of a palustrine emergent / scrub-shrub/forested (PEM/PSS/PFO) EV wetland.	N: 41°1'23.78" W: 78°47'42.65"
7	A temporary crossing of a palustrine emergent (PEM) wetland impacting 0.001 acre.	N: 41°12'20.11" W: 78°47'58.51"
8	A temporary crossing of a palustrine emergent (PEM) wetland impacting 0.001 acre.	N: 41°12'19.53" W: 78°47'57.25"
9	A 6" diameter natural gas pipeline to be installed by open trench and a temporary road crossing through a palustrine emergent (PEM) wetland impacting 0.078 acre.	N: 41°12'9.28" W: 78°47'24.65"
10	A 6" diameter natural gas pipeline to be installed by open trench under an UNT to Wolf Run (CWF) and a temporary road crossing in an UNT to Wolf Run (CWF) impacting 90 linear feet of channel.	N: 41°11'52.53" W: 78°47'9.95"

The project will result in a total of 142 linear feet of temporary stream impacts and 0.080 acre of temporary wetland impacts.

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

E0829-028: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Albany and Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 969 square feet; (Colley, PA Quadrangle, Latitude: 41°34'33", Longitude: -76°22'15"),

2. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 837 square feet; (Colley, PA Quadrangle, Latitude: 41°34'32", Longitude: -76°22'11"),

3. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 949 square feet; (Colley, PA Quadrangle, Latitude: 41°33'28", Longitude: -76°22'56"),

4. a 16 inch diameter natural gas line impacting 23 linear feet of an unnamed tributary to Bowman Creek (CWF, MF) (Colley, PA Latitude: 41°48'07", Longitude: -76°31'15"),

5. a 16 inch diameter natural gas line impacting 4 linear feet of an unnamed tributary to Bowman Creek (CWF, MF) and adjacent Palustrine Forested Wetland impacting 908 square feet (Colley, PA Latitude: 41°33'25", Longitude: -76°21'17"),

6. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 6,452 square feet; (Colley, PA Quadrangle, Latitude: 41°33'29", Longitude: -76°21'01"),

7. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 5,796 square feet; (Colley, PA Quadrangle, Latitude: 41°34'40", Longitude: -76°21'31"),

8. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 621 square feet; (Colley, PA Quadrangle, Latitude: 41°34'32", Longitude: -76°20'07"),

9. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 9,694 square feet; (Colley, PA Quadrangle, Latitude: 41°34'36", Longitude: -76°20'54"),

10. a 16 inch diameter natural gas line and a timber mat bridge impacting 76 linear feet of an unnamed tributary to North Branch Mehoopany Creek (CWF, MF) (Colley, PA Latitude: 41°48'07", Longitude: -76°31'15"),

11. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area:

474 square feet; (Colley, PA Quadrangle, Latitude: 41°34'43", Longitude: -76°20'45"),

12. a 16 inch diameter natural gas line and a timber mat bridge impacting 142 linear feet of an unnamed tributary to North Branch Mehoopany Creek (CWF, MF) and adjacent Palustrine Emergent Wetland impacting 9,838 square feet (Colley, PA Latitude: 41°33'44", Longitude: -76°19'37"),

13. a 16 inch diameter natural gas line impacting 5 linear feet of an unnamed tributary to North Branch Mehoopany Creek (CWF, MF) and adjacent Palustrine Scrub-Shrub Wetland (PSS) and Palustrine Emergent Wetland impacting 167 square feet (Colley, PA Latitude: 41°33'40", Longitude: -76°19'29"),

14. a 16 inch natural gas line and a timber mat bridge across a Palustrine Scrub-Shrub Wetland. Impacted Area: 5,531 square feet; (Colley, PA Quadrangle, Latitude: 41°34'39", Longitude: -76°19'17"),

15. a 16 inch diameter natural gas line and a timber mat bridge impacting 150 linear feet of North Branch Mehoopany Creek (CWF, MF) and adjacent Palustrine Emergent Wetland (PEM) and Palustrine Scrub-Shrub Wetland impacting 1,310 square feet (Colley, PA Latitude: 41°33'15", Longitude: -76°18'30"),

16. a 16 inch natural gas line and a timber mat bridge across a Palustrine Scrub-Shrub Wetland and Palustrine Emergent Wetland. Impacted Area: 4,277 square feet; (Colley, PA Quadrangle, Latitude: 41°33'13", Longitude: -76°18'25"),

17. a 16 inch natural gas line and a timber mat bridge across a Palustrine Scrub-Shrub Wetland and Palustrine Emergent Wetland. Impacted Area: 437 square feet; (Colley, PA Quadrangle, Latitude: 41°33'12", Longitude: -76°18'22"),

18. a 16 inch diameter natural gas line and a timber mat bridge impacting 80 linear feet of an unnamed tributary to North Branch Mehoopany Creek (CWF, MF) and adjacent Palustrine Emergent Wetland and Palustrine Scrub-Shrub Wetland impacting 835 square feet (Colley, PA Latitude: 41°33'07", Longitude: -76°17'54"),

19. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland and a Palustrine Forested Wetland. Impacted Area: 2,689 square feet; (Colley, PA Quadrangle, Latitude: 41°33'06", Longitude: -76°18'48"),

20. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 318 square feet; (Colley, PA Quadrangle, Latitude: 41°33'04", Longitude: -76°18'38"),

21. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 510 square feet; (Colley, PA Quadrangle, Latitude: 41°33'04", Longitude: -76°18'33"),

22. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 2,722 square feet; (Colley, PA Quadrangle, Latitude: 41°33'09", Longitude: -76°17'08"),

23. a 16 inch diameter natural gas line and a timber mat bridge impacting 80 linear feet of Wolf Run (CWF, MF) and adjacent Palustrine Emergent Wetland impacting 11,270 square feet (Colley, PA Latitude: 41°33'15", Longitude: -76°16'56"),

24. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 1,116 square feet; (Colley, PA Quadrangle, Latitude: 41°34'33", Longitude: -76°16'24"),

25. a 16 inch diameter natural gas line and a timber mat bridge impacting 4 linear feet of an unnamed tributary to Wolf Run (CWF, MF) and adjacent Palustrine Emergent Wetland, Palustrine Scrub-Shrub Wetland and Palustrine Forested Wetland impacting 6,073 square feet (Colley, PA Latitude: 41°33'37", Longitude: -76°16'12"),

26. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland and a Palustrine Forested Wetland. Impacted Area: 1,950 square feet; (Colley, PA Quadrangle, Latitude: 41°33'48", Longitude: -76°15'23"),

27. a 16 inch diameter natural gas line and a timber mat bridge impacting 136 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) (Jenningsville, PA Latitude: 41°33'49", Longitude: -76°14'45"),

28. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland and a Palustrine Scrub-Shrub Wetland. Impacted Area: 512 square feet; (Jenningsville, PA Quadrangle, Latitude: 41°34'48", Longitude: -76°15'43"),

29. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 512 square feet; (Jenningsville, PA Quadrangle, Latitude: 41°34'43", Longitude: -76°15'35"),

30. a 16 inch diameter natural gas line and a timber mat bridge impacting 80 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) and adjacent Palustrine Emergent Wetland and a Palustrine Scrub-Shrub Wetland impacting 1,170 square feet (Jenningsville, PA Latitude: 41°33'44", Longitude: -76°14'37"),

31. a 16 inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 5,008 square feet; (Jenningsville, PA Quadrangle, Latitude: 41°34'42", Longitude: -76°14'28"),

32. a 16 inch diameter natural gas line and a timber mat bridge impacting 150 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) and adjacent Palustrine Emergent Wetland impacting 2,861 square feet (Jenningsville, PA Latitude: 41°33'44", Longitude: -76°14'37"),

The project will result in 930 linear feet and 8,398 square feet of temporary stream impacts, 85,446 square feet (1.96 acres) of PEM/PSS temporary wetland impacts and 774 square feet (0.02 acres) of PFO permanent wetland impacts all for the purpose of installing a natural gas line with associated access roadways.

E0829-027: Angelina Gathering Company, LLC, 2350 N. Sam Houston Parkway Houston, TX 77032, Herrick Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 12 inch diameter natural gas line impacting 8 linear feet of an unnamed tributary to Cold Creek (WWF, MF) and adjacent Palustrine Emergent Wetland (PEM) impacting 4,585 square feet (Le Raysville, PA, Latitude: 41°48'30", Longitude: -76°13'14");

2. a 12 inch diameter natural gas line and a permanent access road impacting 1,616 square feet of Palustrine Emergent Wetland (PEM) (Le Raysville, PA Quadrangle, Latitude: 41° 48'29", Longitude: -76° 13'03");

The project will result in 8 linear feet of temporary stream impacts, 4,585 square feet (0.105 acres) of PEM wetland and 1,616 (0.37) permanent PEM wetland impact all for the purpose of installing a natural gas pipeline with associated access roadways.

E6629-005. Chesapeake Appalachia, LLC. 101 N. Main Street, Athens, PA 18810. EDF-DPH Temporary Waterlines, in Forkston, Mehoopany, and Windham Townships, **Wyoming County**, ACOE Baltimore District.

To construct, operate, and maintain two 16-inch, aboveground, temporary waterlines impacting:

(1) 22 linear feet of Fox Hollow (CWF, MF), (Meshoppen, PA Quadrangle, Latitude: N41°33'39.4", Longitude: W76°06'40.2");

(2) 607 square feet of wetland (PEM), (Meshoppen, PA Quadrangle, Latitude: N41°33'34.2", Longitude: W76°06'49.3");

(3) 2507 square feet of wetland (PEM), (Meshoppen, PA Quadrangle, Latitude: N41°33'25.3", Longitude: W76°07'10.2");

(4) 1665 square feet of wetland (PEM), (Meshoppen, PA Quadrangle, Latitude: N41°33'23.4", Longitude: W76°07'13.2");

The project will result in 4779 square feet (0.11 acres) of temporary wetland impacts, and 22 linear feet of temporary channel impacts, all for the purpose of providing water for Marcellus Shale wellsite development.

E5929-025: SWEPI LP, 190 Thorn Hill Road, Warrendale, PA 15086, Charleston and Middlebury Townships, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using 20 foot long, 18 inch diameter corrugated metal pipe, a 16 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 88 linear feet of an unnamed tributary to Crooked Creek (WWF) (Keeneyville, PA Quadrangle 41°50'49"N 77°17'05"W);

2) a temporary road crossing using 20 foot long, 30 inch diameter corrugated metal pipe, impacting 36 linear feet of an unnamed tributary to Crooked Creek (WWF) (Keeneyville, PA Quadrangle 41°50'49"N 77°17'03"W);

3) a temporary road crossing using 20 foot long, 5 foot diameter corrugated metal pipes, a 16 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 62 linear feet of a Norris Brook (WWF) (Keeneyville, PA Quadrangle 41°50'11"N 77°16'50"W);

4) a temporary road crossing using 20 foot long, 3 foot diameter corrugated metal pipe, a 16 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 79 linear feet of an unnamed tributary to Norris Brook (WWF) (Keeneyville, PA Quadrangle 41°50'02"N 77°16'42"W);

5) a temporary road crossing using 20 foot long, 24 inch diameter corrugated metal pipe, a 16 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 124 linear feet of an unnamed tributary to Norris Brook (WWF) (Keeneyville, PA Quadrangle 41°49'51"N 77°16'13"W);

6) a temporary road crossing using 20 foot long, 24 inch diameter corrugated metal pipe, impacting 36 linear feet of Sweet Hollow (WWF) (Crooked Creek, PA Quadrangle 41°49'37"N 77°15'06"W);

7) two (2) temporary road crossings using a wood mat bridge, a 16 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 2,909 square feet of a palustrine emergent/palustrine scrub-shrub (PEM/PSS) wetland (Keeneyville, PA Quadrangle 41°51'00"N 77°17'19"W);

8) a temporary road crossing using a wood mat bridge impacting 69 square feet of a palustrine emergent/palustrine scrub-shrub (PEM/PSS) wetland (Keeneyville, PA Quadrangle 41°50'54"N 77°17'15"W);

9) a temporary road crossing using a wood mat bridge impacting 82 square feet of a palustrine emergent (PEM) wetland (Keeneyville, PA Quadrangle 41°50'46"N 77°17'02"W);

10) a 16 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 447 square feet of a palustrine forested (PFO) wetland (Keeneyville PA Quadrangle 41°50'45"N 77°16'58"W);

11) a temporary road crossing using a wood mat bridge impacting 10 square feet of a palustrine emergent (PEM) wetland (Keeneyville, PA Quadrangle 41°50'43"N 77°16'57"W);

12) three (3) temporary road crossings using a wood mat bridge, a 16 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 27,485 square feet of a palustrine scrub-shrub (PSS) wetland (Keeneyville, PA Quadrangle 41°50'30"N 77°16'53"W);

13) a 16 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 103 square feet of a palustrine emergent (PEM) wetland (Keeneyville, PA Quadrangle 41°50'31"N 77°16'52"W);

14) a temporary road crossing using a wood mat bridge, a 16 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 429 square feet of a palustrine emergent (PEM) wetland (Keeneyville, PA Quadrangle 41°50'16"N 77°16'51"W);

15) a 16 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 373 square feet of a palustrine scrub-shrub (PSS) wetland (Keeneyville, PA Quadrangle 41°50'11"N 77°16'46"W);

16) a temporary road crossing using a wood mat bridge impacting 129 square feet of a palustrine scrub-shrub (PSS) wetland (Keeneyville, PA Quadrangle 41°49'58"N 77°16'37"W);

17) a 16 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 816 square feet of a palustrine scrub-shrub (PSS) wetland (Keeneyville, PA Quadrangle 41°49'51"N 77°16'18"W);

18) three (3) temporary road crossings using wood mat bridges, a 16 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 2,078 square feet of a palustrine forested/palustrine scrub-shrub (PFO/PSS) wetland (Keeneyville, PA Quadrangle 41°49'49"N 77°16'12"W);

19) a temporary road crossing using a wood mat bridge impacting 506 square feet of a palustrine emergent (PEM) wetland (Crooked Creek, PA Quadrangle 41°47'54"N 77°14'36"W);

20) a temporary road crossing using a wood mat bridge, a 16 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 128 square feet of a palustrine emergent (PEM) wetland (Crooked Creek, PA Quadrangle 41°49'15"N 77°15'05"W).

The project will result in 425 linear feet of temporary stream impacts, and 35,564 square feet (0.816 acres) of temporary wetland impacts all for the purpose of installing natural gas gathering lines, fresh water lines, a fiber optic cable, and associated access roadways.

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

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>
PA0041581 (Sew)	Liverpool Borough Municipal Authority PO Box 357 Liverpool, PA 17045	Perry County / Liverpool Borough	Susquehanna River / 6-C	Y
PA0088226 (Sew)	South Woodbury Township 125 North Road New Enterprise, PA 16664	Bedford County / South Woodbury Township	Yellow Creek / 11-A	Y

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

<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>
PA0228249 (Sewage)	Eagle Creek LLC South Eagle Valley Road Julian, PA 16844	Centre County Union Township	Bald Eagle Creek (9-C)	Y
PA0029831 (Sewage)	Sullivan County School District Wastewater Treatment Plant PO Box 346 Dushore, PA 18614-0346	Sullivan County Laporte Borough	Unnamed Tributary to Mill Creek (10-B)	Y
PA0114898 (Sewage)	Madison Township Municipal Authority Wastewater Treatment Plant PO Box 620 Millville, PA 17899-0620	Columbia County Madison Township	Mud Creek (10-D)	Y

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

<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>
PA0027570 Sew	Brush Creek STP 12441 Rte. 993 N. Huntingdon, PA 15642-0366	Westmoreland Cnty. North Huntingdon Twp.	Brush Crk	N

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>
PA0104426 (Industrial Waste)	Corner Water Supply & Service Corp. 113 Oakwood Lane Shippenville, PA 16254	Clarion County Elk Township	Paint Creek 17-B	Y
PA0238546 (Industrial Waste)	Ellwood City Forge 800 Commercial Avenue Ellwood City, PA 16117	Lawrence County Ellwood City Borough	Connoquenessing Creek 20-C	Y

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

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

NPDES Permit No. PA0058971, SW, **Eureka Stone Quarry, Inc. d/b/a JDM Materials Company**, 851 County Line Road, Huntingdon Valley, PA 19006-1111.

This proposed facility is located in Middletown Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge Stormwater from a facility known as JDM Materials Langhorne Batch Plant to Mill Creek in Watershed 2E.

NPDES Permit No. PA00554151, Sewage, **Joseph L. Kennedy**, 7 College View, Malvern, PA 19355.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge 400 gpd of treated sewage from a facility known as Kennedy SRSTP to an Unnamed Tributary to Ridley Creek in Watershed 3-G.

NPDES Permit No. PA0011266 T-1, IW, **Global Advanced Metals USA, Inc.**, 650 County Line Road, Boyertown, PA 19512.

This proposed facility is located in Douglass Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the transfer of an NPDES permit to discharge from a facility known as Global Advanced Metals, USA—Boyetertown Plant to Swamp Creek in Watershed 3-E.

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. 5811402, Sewerage, SIC Code 4952, **Lackawanna College**, 501 Vine Street, Scranton, PA 18509.

This proposed facility is located in New Milford Township, **Susquehanna County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit for a 1,275 GPD (peak flow) small flow treatment facility (aerobic tank with evapotranspiration greenhouse) with reuse of treated disinfected effluent for toilet flushing or disposal via evapotranspiration, with zero discharge to the environment.

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

WQM Permit No. 0109202, Sewerage, Knouse Foods Cooperative, Inc., 800 Peach Glen-Idaville Road, Peach Glen, PA 17375.

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

Description of Proposed Action/Activity: Permit approval for the replacement of existing pump (not upgrade) and a total spray field of 16.38 acres with 51 spray headers.

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

WQM Permit No. 1111403, Sewerage, **Brownstown Borough**, 350 Habicht Street, Johnstown, PA 15906-3131.

This proposed facility is located in Brownstown Borough, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sanitary sewers.

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

WQM Permit No. 9084S-A4, Sewerage, **City of Jeannette Municipal Authority**, PO Box 294, Penn, PA 15675-0294.

This existing facility is located in the City of Jeannette, **Westmoreland County**.

Description of Proposed Action/Activity: Permit amendment issuance.

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

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

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>
PAI023911012	Wegmans Food Markets, Inc. 1500 Brooks Avenue Rochester, NY 14603	Lehigh	City of Allentown	Little Cedar Creek HQ-CWF, MF

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

Allegheny County Conservation District, Lexington Technology Park, Building 1, Suite 102, 400 North Lexington Avenue, Pittsburgh, PA 15208, (412.241.7645)

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI050211002	Fox Chapel Area School District 611 Field Club Rd. Pittsburgh, PA 15238	Allegheny	O'Hara Township	Squaw Run (HQ)

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>
Wrightstown Township Bucks County	PAG0200 0911051	Toll Brothers 250 Gibraltar Road Horsham, PA 19044	Newtown Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Pottsgrove Township Montgomery County	PAG0200 4604019-R	Bernard Faggioli 70 Old Lancaster Road Devon, PA 19333	Sprogels Run (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Moreland Township Montgomery County	PAG0200 4611042	Provoc Pineville, LP 795 East Lancaster Avenue Building 2, Suite 20 Villanova, PA 19085	Huntingdon Valley Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Whitemarsh Township Montgomery County	PAG0200 5610020-1	National Label Company, Inc. 2025 Joshua Road Lafayette Hill, PA 19444	Spring Mill Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Washington Twp., Schuylkill County	PAG02005409006(1)	Clair Ray Garman 580 Birds Hill Road Pine Grove, PA 17963	Tributary to the Lower Little Swatara Creek, CWF, MF	Schuylkill Co. Cons. Dist. 570-622-3742
Middle Smithfield Twp. and Smithfield Twp., Monroe County	PAG02004509002R	East Stroudsburg Borough c/o James Phillips P. O. Box 303 East Stroudsburg, PA 18301	Sambo Creek, CWF, MF	Monroe Co. Cons. Dist. 570-629-3060
City of Scranton and Taylor Borough Lackawanna County	PAG02003510002R	Natalie Gelb 538 Spruce St. Suite 516 Scranton, PA 18503	Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Scranton, Lackawanna County	PAG02003511021	Senior Health Solutions 837 Jefferson Ave. Scranton, PA 18505 Bruce Hadsell Hadsell Excavating & Utility Contractors, Inc. 171 Harris Hill Road Trucksville, PA 18708	Unnamed Tributary to Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Tunkhannock Twp., Wyoming County	PAG02006611007	FEMA Region III One Independence Mall Philadelphia, PA 19106	Unnamed Trib. to Susquehanna River, CWF, MF	Wyoming Co. Cons. Dist. 570-836-2589
Eaton Twp., Wyoming County	PAG02006610003(1)	Susquehanna Hospitality 41 Sherwood Lane Tunkhannock, PA 18657	Susquehanna River, WWF, MF	Wyoming Co. Cons. Dist. 570-836-2589
King Township Bedford County	PAG02000511011	Corle Building Systems Inc. 404 Sara Furnace Rd Imler, PA 16655	UNT to Mud Run/CWF	Bedford Co. Conservation District 702 W Pitt St. Bedford, PA 15522 814.623.7900
Muhlenberg Twp. Berks County	PAG02000611053	William P. Spannuth 215 East Bellevue Avenue Reading, PA 19605	Laurel Run/ WWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Derry Township Dauphin County	PAG02002211030	Gregory T. Holsinger U-Gro Learning Centers, LP 3880 TecPort Dr Harrisburg, PA 17111	Swatara Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Manheim Twp. Lancaster County	PAG02003611092	Charter Homes At Grandview, Inc. 1190 Dillville Road Lancaster, PA 17601	Conestoga River/WWF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717-299-5361, Ext. 5
Jackson Township Lebanon County	PAG02003811003	Matt and Teresa Weiler 520 Reinholds Road Denver, PA 17517	Tulpehocken Creek/TSF	Lebanon Co. Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 717.272.3908 Ext 4
South Lebanon Twp. Lebanon County	PAG02003809001R	Randall Hess Hess Homebuilders 15 Meadow Lane Lancaster PA 17601	Quittapahilla Creek/WWF-MF	Lebanon Co. Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 717.272.3908 Ext 4

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
South Lebanon Twp. Lebanon County	PAG02003806025R	Cliff Weaver Landmark Builders, Inc. 1656 W. Main Street Ephrata, PA 17522	Quittapahilla Creek/TSF	Lebanon Co. Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 717.272.3908 Ext 4
Union Township Lebanon County	PAG2003808001	Jeffrey C. Camp Lickdale Associates LP C/O Vision Properties LLC 633 W Germantown Pike Ste 104 Plymouth Meeting, PA 19462	Swatara Creek/WWF	Lebanon Co. Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042 717.272.3908 Ext 4

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

<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>
Athens Township Bradford County	PAG02000811018	Wal-Mart Real Estate Business Trust Sam Walton Development Complex 10th St Mail Stop 5570 Bentonville AR 72716	Chemung River WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
Cooper & Graham Townships Clearfield County	PAG02001710006R	PA Dept of Transportation PO Box 342 Clearfield PA 16830	Alder & Sulphur Runs CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield PA 16830 Phone: (814) 765-2629
Liberty & Valley Townships Montour County	PAG02004706002R	Integrity Land Inc 197 Point Twp Dr Northumberland PA 17857	Chillisquaque Creek WWF	Montour County Conservation District 112 Woodbine Ln Ste 2 Danville PA 17821 Phone: (570) 271-1140
Buffalo Township Lewisburg Borough Union County	PAG02006011013	Steve Daniels 960 Celbary Dr Mechanicsburg PA 17055	UNT to Limestone Run WWF	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.

<i>Facility Location: 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>
Cambria County Portage Township	PAG02001111016	Municipal Authority of the Borough of Portage 606 Cambria Street Portage, PA 15946	Trout Run (CWF)	Cambria County CD 401 Candlelight Drive Suite 221 Ebensburg, PA 15931
Beaver County Franklin Township	PAG02000411010	Zelienople Municipal Authority David Holman 1857 State Route 588 Zelienople, PA 16063-3901	Connoquenessing Creek (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701

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<i>Facility Location: 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>
Cambria County Ebensburg Township	PAG02001111015	James Takacs 812 Rowera Drive Ebensburg, PA 15931	Howells Run (CWF)	Cambria County CD 401 Candlelight Drive Suite 221 Ebensburg, PA 15931 (814) 472-2120
Fayette County North Union Township	PAG02002611003	Shorkey Uniontown Real Estate James Shorkey 13339 Route 30 W. North Huntingdon, PA 15662	UNT to Redstone Creek (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456 (724) 438-4497
Fayette County Bullskin Township	PAG02002611012	Shallenberger Properties, LLC Terrence Shallenberger	Mounts Creek (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456 (724) 438-4497
Washington County California Borough	PAG02006311033	Tedesco Construction Eric Hemlich 1107 Long Run Road White Oak, PA 15131 233 Kaukonen Drive Coal Center, PA 15423	Gorby Run (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301 (724) 228-6774
Washington County Cecil Township	PAG0206311025	Equipment & Controls, Inc. Jeff Scott 2 Park Drive PO Box 614 Lawrence, PA 15055	Chartiers Creek (WWF)	Washington County CD 100 West Beau Street Suite 105 Washington, PA 15301 (724) 228-6774
Millcreek Township Erie County	PAG02002506016(1)	Whispering Woods Ltd Partnership 4132 Stonecreek Drive Erie PA 16509	Walnut Creek CWF; MF	Erie Conservation District 814-825-6403
Pine Township Mercer County	PAG02004311009	Grove City YMCA 543 East Main St. Ext. Grove City PA 16127	UNT Swamp Run CWF	Mercer Conservation District 814-662-2242
Harborcreek Township Erie County	PAG02002511024	Affordable Housing Opportunities of New York, Inc. 348 Harris Hill Road Williamsville NY 19221	Five Mile Creek CWF; MF	Erie Conservation District 814-825-6403
City of Erie Erie County	PAG02002511028	Erie Water Works 240 West 12th Street Erie PA 16501	UNT Lake Erie CWF; MF	Erie Conservation District 814-825-6403
City of Erie Erie County	PAG02002511030	CPR Developers 2501 West 12th Street Erie PA 16505	Lake Erie WWF	Erie Conservation District 814-825-6403

General Permit Type—PAG-03

<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	PAR600043	Safety Kleen Systems, Inc. 77 Towpath Road Fairless Hills, PA 19030	Retention Pond to Pennsylvania Canal—2E	Southeast Region Water Management 484.250.5970

<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	PAR600043	Safety Kleen Systems, Inc. 77 Towpath Road Fairless Hills, PA 19030	Retention Pond to Pennsylvania Canal—2E	Southeast Region Water Management 484.250.5970
GlaxoSmithKline LLC 709 Swedeland Road King of Prussia, PA 19406 Upper Merion Township Montgomery County	PAR230042	GlaxoSmithKline LLC 709 Swedeland Road King of Prussia, PA 19406	Schuylkill River Matsunk Creek Gulph Creek	Southeast Region Water Management 484.250.5970
Silver Lake Twp. Susquehanna County	PAR212243	B.S. Quarries, Inc. 859 John C McNamara Drive Montrose, PA 18801	UNT to Silver Creek to Snake Creek (Susquehanna River Drainage Basin) (CWF, MF)	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Blair County/ Blair Township	PAR603600	Blair County Recovery & Towing, Inc. 142 Burchfield Lane Duncansville, PA 16635	Dry Run / WWF / 11-A	DEP—SCRO—Water Management 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Muncy Creek Township Lycoming County	PAR124815	Kellogg Co. 572 Industrial Park Road Muncy, PA 17756	Muncy Creek, Wolf Run- 10-D	DEP Northcentral Regional Office Water Management 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Marshall Township Allegheny County	PAR116123	Mitsubishi Electric Power Products, Inc. 530 Keystone Drive Warrendale, PA 15086-7537	UNT of Brush Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Forward Township Allegheny County	PAR406104	Kelly Run Sanitation, Inc. Kelly Run Landfill 1500 Hayden Boulevard Elizabeth, PA 15037	UNT to Fallen Timber Run and to Fallen Timber Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Monroeville Borough Allegheny County	PAR506108	Chambers Development Company, Inc. 600 Thomas Street Monroeville, PA 15146	UNT to Turtle Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

General Permit Type: PAG-12

Facility Location:
Municipality &
County

Upper Mahantango
Twp.
Schuylkill County

Permit No.
PAG122201
Renewal

Applicant Name &
Address
Stephen Haas
15 Haas Road
Klingerstown, PA 17941

Receiving
Water/Use
Mahantango Creek /
CWF

Contact Office &
Phone No.
PA DEP
Northeast
Regional Office
2 Public Square
Wilkes-Barre, PA
18701
570-826-2511

**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>
Noah Kreider & Sons LLP Mount Pleasant Farm 1486 Mount Pleasant Road Lebanon, PA 17042	Lebanon	83.2	7944.3	Poultry	NA	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

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

Permit No. 0611515 MA, Minor Amendment, Public Water Supply.

Applicant **Kutztown Produce Auction**
 Municipality Fleetwood Township
 County **Berks**
 Responsible Official Sam Burkholder, President
 209 Oakhaven Road
 Fleetwood, PA 19522
 Type of Facility Installation of nitrate treatment.
 Consulting Engineer Donald A Keller, P.E.
 Keller Consulting Engineers
 49 E Center Street
 Nazareth, PA 18064
 Permit to Construct Issued: 10/24/2011

Permit No. 0611521 MA, Minor Amendment, Public Water Supply.

Applicant **Borough of Boyertown**
 Municipality Colebrookdale Township
 County **Berks**
 Responsible Official Patricia A Spaide, Manager
 100 S Washington Street
 Boyertown, PA 19512
 Type of Facility Rehabilitation of Cannon Hill East Tank.
 Consulting Engineer Steven R Henning, P.E.
 The Pidcock Company
 2451 Parkwood Drive
 Allentown, PA 18103
 Permit to Construct Issued: 11/2/2011

Permit No. 0610513 MA, Minor Amendment, Public Water Supply.

Applicant **Reading Area Water Authority**
 Municipality Robeson Township
 County **Berks**
 Responsible Official Dean Miller, Executive Director
 815 Washington Street
 Reading, PA 19601
 Type of Facility Installation of 33,900 of water transmission main to extend Reading Area Water Authority's service area into Robeson Township, Berks County.
 Consulting Engineer Thomas L Weld Jr, P.E.
 BCM Engineers
 920 Germantown Pike
 Plymouth, PA 19462
 Permit to Construct Issued: 11/7/2011

Permit No. 3611525, Minor Amendment, Public Water Supply.

Applicant **Smoketown Diner, LLC**
 Municipality East Lampeter Township

County **Lancaster**
 Responsible Official Dolores M. Sellers, Part Owner
 PO Box 9
 Smoketown, PA 17576
 Type of Facility Anion Exchange Nitrate Treatment
 Consulting Engineer Charles A Kehew II, P.E.
 James R. Holley & Assoc., Inc.
 18 South George St.
 York, PA 17401
 Permit to Construct Issued: 11/7/2011

Operations Permit issued to: **Laurel Center CSW**, 3060031, Tilden Township, **Berks County** on 11/2/2011 for the operation of facilities approved under Construction Permit No. 0610534 MA.

Operations Permit issued to: **Henrietta Mutual Water Association**, 4070026, Village of Henrietta, **Blair County** on 10/24/2011 for the operation of facilities submitted under Application No. 0711503 MA.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 [Township or Borough] Jackson Township
 County **Snyder**
 Responsible Official Mr. Tate Hunsinger
 Aqua Pennsylvania, Inc.
 204 East Sunbury Street
 Shamokin, PA 17872
 Type of Facility Public Water Supply
 Consulting Engineer Rich Subasic, P.E.
 CET Engineering Services
 1240 North Mountain Road
 Harrisburg, PA 17112
 Permit Issued November 14, 2011
 Description of Action Installation of detention piping to provide 4-log inactivation of viruses and replacement of gas chlorination with sodium hypochlorite facilities at Well Stations 4 and 5.

Permit No. MA(1709504)—Construction Public Water Supply.

Applicant **Quehanna Motivational Boot Camp**
 [Township or Borough] Karthaus Township
 County **Clearfield**
 Responsible Official Mr. Craig Bamat
 Facility Maintenance Manager
 Quehanna Motivational Boot Camp
 4395 Quehanna Highway
 Karthaus, PA 16845
 Type of Facility Public Water Supply

Consulting Engineer Wilson Fisher, P.E.
Hess & Fisher Engineers, Inc.
36 N. Second Street
Clearfield, PA 16830

Permit Issued November 15, 2011

Description of Action Addition of corrosion control and sequestration for the TW 2 well.

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

Permit No. 6256587. The Department issued a special permit by rule to Mt. Flower Water Vending, LLC, 1018 Brooks Bay Drive, Erie, Pennsylvania 16505, to operate two NAMA approved Arizona Water Vendors, Inc. AWW-100 vending machines within the Northwest Region.

Permit No. 6616480-T2-MA18. The Department issued a special permit by rule to Primo Refill, LLC, 1030 Lone Oak Road, Eagan, MN 55121-2251, to operate one additional vending machine within the Northwest Region.

Operations Permit issued to **Donald L. Mikesell d/b/a Coral Ridge Estates**, PWSID # 5100105, Prospect Borough, **Butler County**. Permit Number 1087502-MA1, issued November 14, 2011 for the operation of 4-Log treatment of viruses for Entry Point 101. This action is taken under the requirements of the Groundwater Rule.

Permit No. 8329-W-MA3 Public Water Supply

Applicant **Commonwealth of Pennsylvania/PA DPW Polk Mental Retardation Center**

Township or Borough Polk Borough

County **Venango**

Type of Facility Public Water Supply

Consulting Engineer Robert M. Bruce, P.E.
Penn State Facilities
Engineering Institute
Marion Place, Suite 414
135 East Nittany Avenue
State College, PA 16801

Permit to Construct Issued November 14, 2011

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Former Giffuni Property/Turkey Hill Experience, Columbia Borough, **Lancaster County**. Environmental Standards, Inc., PO Box 810, Valley Forge, PA 19482-0810, on behalf of Columbia Borough, 308 Locust Street, Columbia, PA 17512 and Museum Partners LLC, 950 Homestead Road, Newport, PA 17074, submitted a Final Report concerning remediation of site soils and groundwater contaminated with inorganics, PAHs and VOCs. The report is intended to document remediation of the site to meet a combination of Site-Specific and Nonresidential Statewide Health Standards.

Harley-Davidson Motor Company Operations, Inc., Springettsbury Township, **York County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310 Harrisburg, PA 17110-9340, on behalf of Harley-Davidson Motor Company, 3700 West Juneau Avenue, Milwaukee, WI 53208, submitted a Remedial Investigation Report for groundwater contaminated with VOCs, PAHs, PCBs and Inorganics. A previously approved Remedial Investigation report addressed soils. The site is being remediated to a combination of the Statewide Health and Site-Specific standards.

Steel Way Properties II LP, 1295 Manheim Pike, Manheim Township, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602-3236, on behalf of Steel Way Properties II, LP, 548 Steel Way, Lancaster, PA 17601, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with fuel oil and gasoline released from non-regulated underground storage tanks. The report is intended to document remediation of the site to meet a combination of Site-Specific and Residential Statewide Health Standards.

Estavillo Property, 1047 Heritage Drive, Gettysburg, PA 17325, Mount Joy Township, **Adams County**. PA Tectonics, Inc., 826 Main Street, Peckville, PA 18452 on behalf of Paul and Jill Estavillo, 1047 Heritage Drive, Gettysburg, PA 17325, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel

oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

Universal Well Services, City of Williamsport, **Lycoming County**. Sovereign Consulting, Inc. 50 West Welsh Pool Road, Suite 6, Exton, Pa 19341 on behalf of Lundy Industrial Realty, 25 West Third Street #504, Williamsport, Pa 17701-6529 has submitted a Final Report concerning remediation of soil contaminated with a localized release of motor oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Principal Enterprises, LLC Truck Rollover, Troy Township, **Northumberland County**. Golder Associates, Inc. 209 North Main Street, Horseheads, NY 14845 on behalf of Talisman Energy USA, Inc. 337 Daniel Zenker Drive, Horseheads, NY 14845 has submitted a Final Report with 90 days of release concerning remediation of site soil contaminated with hydraulic stimulation fluid (HSF) and hydraulic oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Former Pittsburgh Flatroll, City of Pittsburgh, **Allegheny County**. KU Resources Inc., 22 South Linden Street, Duquesne PA 15110 on behalf of Industrial Business Brokers, 102 Lakeland Drive, Mars PA 16046 has submitted a Risk Assessment Report and Cleanup Plan concerning the remediation of site soils and groundwater contaminated with semi-volatile organics. The Risk Assessment and Cleanup Plan was noticed in the *Tribune Review* on October 21, 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:

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

Pennsylvania Timber Property—Former Fuel Dispenser Site, City of Johnsonburg, **Elk County**. Geosyntec Consultants, 600 W. Germantown Pike, Suite 400, Plymouth Meeting, PA 19462 on behalf of Pennsylvania Timber, LLC, c/o HMC Inc., 600 Atlantic Avenue, Floor 15, Boston, MA 02210 has submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Ethylbenzene, Naphthalene, Toluene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, Xylenes (Total), PAHs, Lead, and Total Leaded Gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 16, 2011.

RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit Application No. WMGR046-SC001. Pocahontas Topsoil, Inc., 398 Topton Road, Kutztown, PA 19530. On November 10, 2011, the Department of Environmental Protection (Department) received a Determination of Applicability application under General Permit WMGR046 from Pocahontas Topsoil, Inc. for the processing and beneficial use of drinking water treatment sludge, yard waste, bark ash, coal ash, agricultural residues, waste cardboard and paper, sludge generated by paper and pulp mills, waste from vegetable food processing, unused sands, waste foundry sand, spent mushroom

substrate, and freshwater, brackish and marine dredged material as manufactured soil or soil amendments. This Determination of Applicability is for their facility located at 398 Topton Road, Kutztown, PA in Maxatawny Township, **Berks County**. The application was deemed administratively complete on November 17, 2011.

Persons interested in reviewing the general permit application may contact John Oren, Facilities Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users should 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.

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

GP14-06-03055: Oley Valley Animal Clinic Ltd. (900 Blandon Road, Oley, PA 19547) on November 14, 2011, for the pet cremation chamber at their facility in Ruscombmanor Township, **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

GP5-59-219: SWEPI, LP (190 Thorn Hill Road, Warrendale, PA 15086) on October 19, 2011, to install and operate three 1,380 hp Caterpillar model G3516B LE four-stroke ultra-lean-burn natural gas-fired compressor engine, two 20 MMscf/day NATCO SB12-8 dehydration units each equipped with a separate 0.25 MMBtu/hr natural-gas fired reboiler, and one 10,000 gallon drained water tank 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 Shelman Compressor Station in Charleston Township, **Tioga County**.

GP5-41-634A: SWEPI, LP (190 Thorn Hill Road, Warrendale, PA 15086) on September 6, 2011, to install and operate one EMIT oxidation catalyst associated with one natural gas-fired compressor engine rated at 1340 brake-horsepower and one 250,000 Btu per hour glycol dehydrator 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 Clegg Compressor Station in McNett Township, **Lycoming County**.

GP5-41-634B: SWEPI, LP (190 Thorn Hill Road, Warrendale, PA 15086) on October 17, 2011, to install and operate two 30 million standard cubic feet per day (MMSC/day) NATCO model SB12-8 glycol dehydrators and two associated 0.275 MMBtu/hr glycol reboiler heaters and continued operation of one 1340 bhp Caterpillar model G3516TALE (serial #WPW02707) four-stroke lean-burn natural gas-fired compressor engine and associated EMIT oxidation catalyst (model SP-ZES-30x31-12) pursu-

ant 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 Clegg Compressor Station in McNett Township, **Lycoming 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

GP5-63-00925D: Hayden Harper Energy KA, LLC. 33 Spruce Lane, Burgettstown, PA 15021-2728 on November 17, 2011, to allow to continue the operation of one (1) Caterpillar Compressor Engine rated at 1,340 bhp 1,400 rpm and one (1) storage tank, rated 4,200 gallons at their Hackett Compressor Station located in Fallowfield Township, **Washington County**, PA. Hayden Harper Energy KA, LLC is the new owner of the facility that was previously owned by Mountain V Oil & Gas Company.

GP5-03-00231B: Peoples Natural Gas Company, LLC (1201 Pitt Street, Pittsburgh, PA 15221) on November 17, 2011 to renew the authorization for operation of one Caterpillar natural gas-fired engine rated at 810 bhp and a dehydration unit, rated at 5 MMSCD, at the Shady Plain Compressor Station in South Bend Township, **Armstrong County**.

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

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

GP3-16-136A: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Portable Nonmetallic Mineral Processing Plant, Powerscreen Warrior 1800 tpp tph Vibratory Screen, (BAQ-PGPA/GP-3) in Beaver Township, **Clarion County**.

GP9-16-136B: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Diesel or #2 fuel-fired Internal Combustion Engine, Caterpillar Model No. 3052 Diesel Engine 100 bhp, (BAQ-GPA/GP-9) in Beaver Township, **Clarion County**.

GP3-16-136C: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Portable Nonmetallic Mineral Processing Plant, Kolberg FT2650 Jaw Crusher 500 tph, (BAQ-PGPA/GP-3) in Beaver Township, **Clarion County**.

GP11-16-136D: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Nonroad Engine, Caterpillar Model No. JSC 05460, (BAQ-GPA/GP-11) in Beaver Township, **Clarion County**.

GP3-16-136E: Glenn O. Hawbaker, Inc., Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Portable Nonmetallic Mineral Processing Plant, Kolberg FT4250 Impact Crusher 400 tph, (BAQ-PGPA/GP-3) in Beaver Township, **Clarion County**.

GP11-16-136F: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Nonroad Engine, Cummins Model No QSM11-C, (BAQ-GPA/GP-11) in Beaver Township, **Clarion County**.

GP3-16-136G: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA

16373) on November 2, 2011, to operate a Portable Nonmetallic Mineral Processing Plant, Metso ST272 Vibratory Screen 500 tph, (BAQ-PGPA/GP-3) in Beaver Township, **Clarion County**.

GP11-16-136H: Glenn O. Hawbaker, Inc.—Clarion Asphalt Plant (613 Ritts Station Road, Emlenton, PA 16373) on November 2, 2011, to operate a Nonroad Engine, Deutz Model No. C9 DITA, (BAQ-GPA/GP-11) in Beaver Township, **Clarion County**.

GP5-25-892A: Emkey Gathering LLC—Union City Compressor Station (Route 178, Union City, PA 16438) on November 10, 2011, to operate a natural gas fired compressor engine, Ajax lean burn 2 stroke natural gas engine Model No. DPC-2803 LE rated 600 bhp, (BAQ-GPA/GP-5) located in Union Township, **Erie County**. This permit was previously permitted under Norse Pipeline, LLC.

GP5-25-893A: Emkey Gathering LLC—Waterford Compressor Station (Vincent & Stonequarry Roads, Erie, PA 16506) on November 9, 2011, to operate a natural gas fired compressor engine, Ajax lean burn 2 stroke natural gas engine Model No. DPC-2802 LE rated 384 bhp, (BAQ-GPA/GP-5) in LeBoeuf Township, **Erie County**. This permit was previously permitted under Norse Pipeline, LLC.

GP5-62-139B: Emkey Gathering, LLC—Warren Compressor Station (Catlin Hill Road, Sugar Grove, PA 16350) on November 10, 2011, to operate a natural gas fired compressor engine, Ajax lean burn 2 stroke natural gas engine Model No. DPC-2802 LE rated 384 bhp, (BAQ-GPA/GP-5) in Sugar Grove Township, **Warren County**. This permit was previously permitted under Norse Pipeline, LLC.

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.

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

30-00182B: CNX Marine Terminals, Inc. (1000 Consol Energy Drive, Canonsburg, PA 15317) on November 10, 2011, to allow the modification of their barge cleaning process at the Robena Barge Cleaning Facility in Monongahela Township, **Greene County**. The modification will allow manual, dry cleaning of barges containing both residual limestone and/or coal, and increase the throughput to 3,500 barges and 35,000 tons of coal and/or limestone annually.

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

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

20-040H: Advanced Cast Products, Inc. (18700 Mill Street, Meadville, PA 16335) on November 2, 2011, to modify PM emission limitation from plan approval 20-040D and for replacement of a bond silo that will be controlled by a Torit baghouse in Vernon Township, **Crawford County**. This is a Title V facility.

25-090D: Zurn Industries, LLC (1301 Raspberry Street, Erie, PA 16502-1543) on November 15, 2011, to construct a new electric induction furnace melting opera-

tion with a fabric filter baghouse to control particulate matter (PM) emissions. This equipment will replace the cupola furnace melting operation. This facility is located in the City of Erie, **Erie County**.

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

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

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

23-0066B: Pyropure, Inc.—t.a. Pyromet (5 Commerce Drive, Aston, PA 19014) on November 14, 2011, to operate smelting furnaces in Aston Township, **Delaware County**.

23-0014G: Kimberly-Clark of Pennsylvania, LLC (Front and Avenue of the States, Chester, PA 19013) on November 17, 2011, for the removal of a limit on the air flow rate through each of the two venturi scrubbers associated with air handling units installed in the ST-1 Converting Area in their facility in Chester, **Delaware County**. A stack test was performed on the two venturi scrubbers, and the results show that the removal of particulate matter at an air flow rate less than 600 acfm was 99.9 percent, and the emissions were well below 0.02 grains per dry standard cubic foot. The performance of these venturi scrubbers will be indicated through monitoring and recording the pressure drop across each scrubber and the water flow rate through each scrubber.

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

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

08-00003G: CraftMaster Manufacturing, Inc. (PO Box 311, Shiner Road, Towanda PA 18848) on November 10, 2011, to extend the authorization to exhaust the refiner reject emissions from Source IDs 141P and 142P to scrubbers (IDs D41 and E42) on a temporary basis to June 19, 2012, at their facility in Wysox Township, **Bradford County**. The plan approval has been extended.

08-00003F: CraftMaster Manufacturing, Inc. (PO Box 311, Shiner Road, Towanda PA 18848) on November 10, 2011, to extend the authorization to operate two regenerative thermal oxidizers; one on the Line 1 pressurized refiners and first stage dryers, and one on the line 2 pressurized refiners and first stage dryers, each preceded by a water dropout box on a temporary basis to June 19, 2012, at their facility in Wysox Township, **Bradford 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.

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

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

46-00001: JBS Souderton, Inc. (741 Souder Road, Souderton, PA 18964) on November 17, 2011, for renewal of the Title V Operating Permit in Franconia Township, **Montgomery County**. The current permit will expire on November 28, 2011. The facility is a meat-packing and rendering plant, which emits major levels of Nitrogen

Oxides (NOx) from the boilers on site. Source ID 112 Parts Washers has been moved from Section A (Site Inventory) and Section D (Source Level) to Section G (Miscellaneous) of permit because the facility has replaced the solvent-based product with an aqueous-based washer solution in the parts washers. The following on-going projects at the facility are exempt from plan approval but have been added to the operating permit as follows: (a) Source ID 302 Anaerobic Lagoon Project RFD No. 711 and Control Device Source ID CD13 Gas Flare Project RFD No. 757, (b) Source ID 113 Exempt Emergency Generators RFD No. 839. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting. The sources at this facility are not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64 because the existing control devices are not used to reduce emissions for which the facility is major (NOx).

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

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

39-00016: Buckeye Energy Services, LLC (5002 Buckeye Road, Emmaus, PA 18049) on November 17, 2011, to operate petroleum bulk stations and distribution terminals facilities 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.

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

28-05002: US Army—Letterkenny Army Depot (AMLD-EN, Chambersburg, PA 17201-4150) on November 8, 2011, for the Letterkenny Army Depot in Letterkenny Township, **Franklin County**. The Title V permit was renewed.

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

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

41-00010: Andritz, Inc. (35 Sherman Street, Muncy, PA 17756-1202) on November 10, 2011, to renew their Title V Operating Permit for their facility in Muncy Borough, **Lycoming County**.

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

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131

42-00158: TIN, Inc.—Temple Inland—Mt Jewett MDF (149 Temple Drive, Kane, PA 16735) on November 9, 2011, to issue a Title V Operating Permit to operate a Reconstituted Wood Products manufacturing facility, in Sergeant Township, **McKean County**.

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

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

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

15-00060: Southeastern Chester County Refuse Authority—SECCRA (PO Box 221, Kennett Square, PA 19348) on November 16, 2011, for renewal of their State Only Operating Permit for a municipal solid waste landfill and their landfill gas collection and control system, in London Grove Township, **Chester County**. The renewal will include the incorporation of Plan Approval PA-15-0060C for a landfill gas fired engine and Request for Determination 15-A01-1130 for the de minimis emissions increases due to the landfill re-grade. The renewed Operating Permit does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The facility shall remain a minor facility with this renewal. The renewed Operating Permit contains all applicable requirements including monitoring, recordkeeping and reporting.

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

38-03016: PA Precision Cast Parts, Inc. (PO Box 1429, 521 North 3rd Street, Lebanon, PA 17042-1429) on November 15, 2011, for their iron foundry in Lebanon City, **Lebanon County**. The State-only permit was renewed.

01-05017: QG Printing II Corp. (100 North Miller Street, Fairfield, PA 17320) on November 9, 2011, for their book printing facility in Fairfield Borough, **Adams County**. The State-only permit was renewed.

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

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

32-00397: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) On November 14, 2011, the Department issued the State Only Operating Permit for the operation of the Heilwood Mine. The operation of the 800,000 ton per year facility's air contamination sources, consisting of two diesel emergency engines (275-bhp and 1,490-bhp), screens, stockpiles, and truck loading/unloading operations, emit 21.12 tons per year of PM10, 7.09 tons per year of NOx and lesser amounts of other pollutants. The facility is subject to the applicable requirements of Pa. Code Title 25, Chapters 121—145, and 40 CFR 60, Subpart Y and Subpart III. The permit also includes emission limitations, operational requirements, monitoring requirements, and recordkeeping requirements for the facility located in Pine Township, **Indiana County**.

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

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

25-00955: Foam Fabricators, Inc. (6550 West 26th Street, Erie, PA 16506) on November 16, 2011, for a renewal of Synthetic Minor Operating Permit in Fairview Township, **Erie County** and engaged to manufacture the pre expanded polystyrene foam products. The emitting sources included boiler, miscellaneous natural gas usage, pre expander c, pre expander D, pre expander E, bag storage- pre puff, molding machines with central vacuum and degreaser unit. The facility has taken a restriction of VOC emission from the facility not more than 49.5 tons per year and become Synthetic Minor.

42-00226: SM Energy Co. (Warren Place Two, 6120 South Yale Avenue, Tulsa, OK 74136) on November 16, 2011, issued a new State Only Operating Permit for their Potato Creek 2H Compressor Station in the Norwich Township, **McKean County**. The facility is a Natural Minor. The primary sources at the facility include a natural gas-fired compressor and a dehydration unit. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure

compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

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

10-00333: Penn United Tech, Inc. (799 North Pike Road, Cabot, PA 16023) for their facility in Jefferson Township, **Butler County**. The de minimis increase is a result of the installation of a wastewater treatment system. The Department has started a list of de minimis increases as prescribed in 25 PA Code 127.449(i).

Since the October 16, 2007 State Only Operating Permit issuance date, Penn United has notified the Department of the following de minimis emission increases:

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
9/30/2011	Wastewater treatment system	0.02	0.002	0.32	0.02	0.27
Total Reported Increases		0.02	0.002	0.32	0.02	0.27

25-00025: GE Transportation—Erie Plant (2901 East Lake Road, Bldg 9-201, Erie, PA 16531), for their facility in Lawrence Park Township, **Erie County**. The De minimis emission increase is for the construction of the eighth oven for the VPI process (Source 178). In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the State Only Operating Permit issuance on September 29, 2011.

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
11-14-11	Additional oven (8) for VPI process	0.024	0.002	0.315	0.017	0.265
Total Reported Increases		0.024	0.002	0.315	0.017	0.265
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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

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

04971301, Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201), to revise the permit for the Beaver Valley Mine in Greene and Raccoon Township, **Beaver County** to add underground permit and subsidence control plan area acres. Underground Acres Proposed 1003.7, Subsidence Control Plan Acres Proposed 1002.1. No additional discharges. The application was considered administratively complete on December 8, 2010. Application received: October 19, 2010. Permit issued: November 15, 2011.

17101601 and NPDES No. PA 0236055, Victor, LLC, (3056 Washington Avenue, P. O. Box 128, Clearfield, PA 16830), to operate the Victor Tipple in Greenwood Township, **Clearfield County** and related NPDES permit. Surface Acres Proposed 25.56. Receiving Streams: West Branch of Susquehanna River, classified for the following use(s): WWF. The application was considered administratively complete on May 23, 2011. Application received: November 19, 2010. Permit issued: November 14, 2011.

17101601 and GP12-17101601, Victor, LLC, (3056 Washington Avenue, P. O. Box 128, Clearfield, PA 16830), to revise the permit for the Victor Tipple in Greenwood Township, **Clearfield County** to establish an emission inventory for coal handling based on maximum total annual raw coal throughput at the facility of 500,000 tons per calendar year. Emission source are conveyors, transfer points, raw coal truck and loader dumps, raw coal crushing, storage pile wind erosion and manipulation for raw coal, clean coal, and reject material, rail car loader, reject truck loading, and paved and unpaved haulroad. No additional discharges. The application was considered administratively complete on April 22, 2011. Application received: April 22, 2011. Permit issued: November 14, 2011.

30841316, Consol Pennsylvania Coal Company, LLC, (1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15323), to revise the permit for the Bailey Mine and Prep Plant in Richhill and Aleppo Township, **Greene County** to add surface activity site acres for the installation of three ventilation boreholes. Surface Acres Proposed 10.2. No additional discharges. The application was considered administratively complete on January 24, 2011. Application received: September 22, 2010. Permit issued: November 16, 2011.

56100701 and NPDES No. PA 0235989, Wilson Creek Energy, LLC, (140 West Union Street, Suite 102, Somerset, PA 15501), to operate the Milford #3 CRDA in Milford Township, **Somerset County** and related NPDES permit. Coal Refuse Disposal Support Acres Proposed 78.9, Coal Refuse Disposal Acres Proposed 13.6. No additional discharges. The application was considered administratively complete on February 16, 2011. Application received: September 2, 2010. Permit issued: November 16, 2011.

30841317, Consol Pennsylvania Coal Company, LLC, (1525 Pleasant Grove Road, P. O. Box J, Claysville, PA 15323), to revise the permit for the Enlow fork Mine in East Finley Township, **Washington County** to add acreage to install a borehole to place concrete into the mine for construction purposes, Surface Acres Proposed 10.11. No additional discharges. The application was considered administratively complete on February 15, 2011. Application received: November 15, 2010. Permit issued: November 17, 2011.

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

56100103 and NPDES Permit No. PA0263036, Hoffman Mining, Inc., P. O. Box 130, 118 Runway Road, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine in Paint and Quemahoning Townships, **Somerset County**, affecting 254.0 acres. Receiving stream(s): Unnamed tributaries to and Stonycreek River classified for the following use(s): Trout Stocked Fishery. There are no potable water supply intakes within 10 miles downstream. The permit includes a Chapter 105 encroachment permit authorization to construct and maintain a haulroad crossing on unnamed tributary B. Application received: June 14, 2010. Permit issued: November 9, 2011.

56990105 and NPDES No. PA0235202, Marquise Mining Corporation, 3889 Menoher Boulevard, Johnstown, PA 15905, permit renewal for reclamation only of a bituminous surface and auger mine in Quemahoning Township, **Somerset County**, affecting 168.5 acres. Receiving stream(s): unnamed tributaries to and Stonycreek River classified for the following use(s): cold water fishery.

The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Border Dam SWI. Application received: July 11, 2011. Permit issued: November 8, 2011.

56090107 and NPDES no. PA0262790, Rosebud Mining Company, 1117 Shaw Mines Road, Meyersdale, PA 15552, commencement, operation and restoration of a bituminous surface and auger mine in Stonycreek Township, **Somerset County**, affecting 108.7 acres. Receiving stream(s): unnamed tributary to Stonycreek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The permit includes Chapter 105 encroachment permit approvals to conduct the following activities: 1) construct and maintain a temporary crossing over unnamed tributary A; 2) construct and maintain a temporary crossing over unnamed tributary B; 3) to affect and replace 0.18 acres of wetlands with wetlands of similar functions and values. Application received: April 16, 2009. Permit issued: November 10, 2011.

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

26080106 and NPDES Permit No. PA0251763, Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Permit issued for commencement, operation and reclamation of a bituminous surface mine, located in Dunbar Township, **Fayette County**, affecting 464.6 acres. Receiving streams: unnamed tributaries to Youghiogheny River. Application received: September 29, 2009. Permit issued: November 17, 2011.

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

40813212R5, Scenic Development Corp., (559 East Northampton Street, Wilkes-Barre PA 18702), renewal for reclamation activities only of an existing anthracite coal refuse reprocessing operation in Larksville Borough, **Luzerne County** affecting 4.0 acres, receiving stream: none. Application received: January 31, 2011. Renewal issued: November 10, 2011.

Noncoal Permits Actions

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

08112505 Insinger Excavating, Inc. (3046 Dushore-Overton Road, Dushore, PA 18614), authorization to extract bluestone in Windham Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Wappasening Creek. Application received: June 17, 2011. Permit issued: November 1, 2011.

08112505GP-104 Insinger Excavating, Inc. (3046 Dushore-Overton Road, Dushore, PA 18614), hereby approves the Notice of Intent (NOI) submitted for coverage to discharge stormwater associated with NPDES Permit to the following surface waters in Windham Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Wappasening Creek. Application received: June 17, 2011. Permit issued: November 1, 2011.

08112503 Anthony P. Bennett (3657 Old Stage Coach Road, Wyalusing, PA 18853), authorization to extract bluestone in Pike Township, **Bradford County**. Receiving streams: Unnamed Tributary to Williams Creek. Application received: March 4, 2011. Authorization approved: November 1, 2011.

08112503GP-104 Anthony P. Bennett (3657 Old Stage Coach Road, Wyalusing, PA 18853), hereby ap-

proves the Notice of Intent (NOI) submitted for coverage to discharge stormwater associated with NPDES Permit to the following surface water in Pike Township, **Bradford County**. Receiving streams: Unnamed Tributary to Williams Creek. Application received: March 4, 2011. Authorization approved: November 1, 2011.

08030805 Anthony P. Bennett (3657 Old Stage Coach Road, Wyalusing, PA 18853). Bond release for a small non coal mining operation in Pike Township, **Bradford County**. Receiving stream(s): Johnson Creek. Bond release approved: November 1, 2011.

59111002 Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16804), authorization to extract sandstone in Sullivan Township, **Tioga County** in order to provide fill material to the Talisman Energy USA Inc. construction project. Receiving streams: Gaffers Creek. Authorization approved: November 1, 2011.

59111002GP-104 Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16804), hereby approves the Notice of Intent (NOI) submitted for coverage to discharge stormwater associated with NPDES Permit to the following surface waters in Sullivan Township, **Tioga County**. Receiving streams: Gaffers Creek, Tributary to Elk Run, which is a Tributary to Mill Creek. Application received: September 8, 2011. Permit Issued: November 1, 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

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

08114020. Doug Wathen, LLC (11934 Fairways Lakes Drive, Suite 1, Fort Myers, FL 33913). Blasting for a well pad located in Wilmot Township, **Bradford County**. Permit issued: November 15, 2011. Permit expires: November 11, 2012.

57114006. Geokinetics (1445 Dewey Ave., Williamsport, PA 17701). Seismic Exploration blasting located in Hillsgrove, Fox and Elkland Townships, Sullivan County and McNett, Cascade, Plunketts Creek and McIntyre Townships, **Lycoming County**. Permit issued: November 15, 2011. Permit expires: November 30, 2012.

57114110. Maine Drilling & Blasting, Inc. (P. O. Box 1140, Gardiner, ME 04345). Blasting for a compressor station site located in Cherry Township, **Sullivan County**. Permit issued: November 10, 2011. Permit expires: November 5, 2012.

59114110. Maine Drilling & Blasting, Inc. (P. O. Box 1140, Gardiner, ME 04345). Blasting for well pad construction located in Union Township, **Tioga County**. Permit issued: November 9, 2011. Permit expires: September 9, 2012.

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

15114112. J Roy's, Inc., (P. O. Box 125, Bowmansville, PA 17507), construction blasting for Coldstream Crossing

II in East Pikeland Township, **Chester County** with an expiration date of November 7, 2012. Permit issued: November 10, 2011.

64114117. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting at Mike Probst Farm in Berlin Township, **Wayne County** with an expiration date of November 10, 2012. Permit issued: November 14, 2011.

09114109. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for SR 202 Section 711 in Warrington Township, **Bucks County** with an expiration date of November 9, 2012. Permit issued: November 15, 2011.

36114167. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Emanuel King barn in Leacock Township, **Lancaster County** with an expiration date of December 31, 2011. Permit issued: November 15, 2011.

36114168. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Dolly Lane lot in East Lampeter Township, **Lancaster County** with an expiration date of November 10, 2012. Permit issued: November 15, 2011.

36114169. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Denver Wholesale Foods Warehouse in Ephrata Township, **Lancaster County** with an expiration date of December 31, 2011. Permit issued: November 16, 2011.

67114113. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Magnesita Refractories Warehouse in West Manchester Township, **York County** with an expiration date of December 31, 2011. Permit issued: November 16, 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

E5329-006. Allegheny Enterprises, Inc., 3885 Roller Coaster Road, Corsica, PA, 15829-3833. Sherwood Pipeline, in Ulysses Borough & Ulysses Township, **Potter County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) A 4-inch natural gas pipeline crossing 111.0 lineal feet of EV wetland (PEM), 51.0 lineal feet of Genesee River (CWF), and 3.0 lineal feet of an Unnamed Tributary to Genesee River (CWF) via boring, (Ulysses, PA Quadrangle, Latitude: 41°54'45.2"N, Longitude: 77°46'29.9"W);

(2) A 4-inch natural gas pipeline crossing 60.0 lineal feet of EV wetland (PEM) via open cut trenching with temporary impacts to 1200.0 square feet (0.03 acre), (Ulysses, PA Quadrangle, Latitude: 41°54'45.8"N, Longitude: 77°46'23.2"W).

The project will result in 111.0 lineal feet of temporary EV wetland impacts via boring, 54.0 lineal feet of temporary channel impacts via boring, and 60.0 lineal feet (1200.0 square feet) of temporary EV wetland impacts via open cut trenching.

E5329-004. Allegheny Enterprises, Inc., 3885 Roller Coaster Road, Corsica, PA, 15829-3833. Gary Hamilton/Thompson, in Bingham Township, **Potter County**, ACOE Baltimore District.

To construct, operate, and maintain a 4" natural gas pipeline with impacts to the following:

(1) Crossing 260.0 lineal feet of EV wetland (PEM) and 3.0 lineal feet of an Unnamed Tributary to Genesee River (CWF) via boring, (Ulysses, PA Quadrangle, Latitude: 41°55'32.2", Longitude: 77°45'24.7");

(2) Crossing 24.0 lineal feet of EV wetland (PEM) and 8.0 lineal feet of the Genesee River (CWF) via boring, (Ulysses, PA Quadrangle, Latitude: 41°55'26.5", Longitude: 77°46'00.3");

(3) Crossing 54.0 lineal feet of an Unnamed Tributary to Genesee River (CWF) and 6.0 lineal feet of an Unnamed Tributary to Genesee River (CWF) via boring, (Ulysses, PA Quadrangle, Latitude: 41°55'29.9", Longitude: 77°46'00.9");

The project will result in 338.0 lineal feet of temporary EV wetland impacts via boring and 17.0 lineal feet of temporary channel impacts via boring.

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

E30-238. Consol Pennsylvania Coal Company, LLC, 1525 Pleasant Grove Drive, P. O. Box J, Claysville, PA 15323, Morris Township, **Greene County**. The applicant proposes to remove an existing single span concrete bridge and construct and maintain a precast concrete box culvert approximately 28 feet long located approximately 40 feet downstream along Patterson Creek Road (T-581). The culvert will be a 28 ft. X 9.5 ft. single cell culvert (depressed 1 foot with baffles) and include wingwalls and rock protection at both the inlet and outlet in Patterson Creek (HQ-WWF) to make road improvements on T-581. The project is located near the intersection of Patterson Creek Road and West Run Road (Rogersville, PA Quadrangle; N: 11.95 inches, W: 5.6 inches; Latitude: 39° 56' 22.4"; Longitude: 800 17' 33.5").

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

E16-140, PA DOT, District 10-0, 2550 Oakland Ave., PO Box 429, Indiana, PA 15701. S.R. 0068 Section 358 East Sligo Bridge across Licking Creek, in Piney Township, **Clarion County**, ACOE Pittsburgh District (Sligo, PA Quadrangle N: 41°, 06', 30"; W: -79°, 28', 59.9").

To remove the existing 45 foot single span reinforced concrete T-beam bridge and to construct and maintain a 57.2 foot single clear span prestressed concrete spread box beam bridge with an underclearance of 16.8 feet and out to out width of 39.4 feet across Licking Creek within its floodplain. The structure and roadway approaches will be re-aligned approximately 14.0 feet downstream from existing centerline to proposed centerline and vertical grade will be raised approximately 9.0 feet. The project will fill 0.10 acres of 2 wetland areas, PA DOT District 10-0 will debit 0.10 acres from the Clarion County Wetland Bank for compensation for the 0.10 acres of permanent wetland impact. The project is located at S.R. 0068, Segment 0370, Offset 0621 approximately 0.4 miles East of its intersection with SR 0058, Piney Township, Clarion County

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 # ESX11-015-0251

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) Litchfield

Receiving Stream(s) and Classification(s) CWF, MF: Little Wappasening Creek, Bullard Creek, Tributaries 30142 and 30141 to Bullard Creek, Tributary 31588 to Satterlee Creek, Satterlee Creek; WWF, MF: West Branch

ESCGP-1 # ESX11-015-0254

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) Smithfield and Springfield Townships

Receiving Stream(s) and Classification(s) West Branch Tomjack Creek (TSF/MF), UNT to West Branch Tomjack Creek (TSF/MF) & Mill Creek (TSF/MF)

ESCGP-1 # ESX11-115-0144

Applicant Name Chief Gathering, LLC
Contact Person Ted Wurfel
Address 6051 Wallace Road, Suite 210
City, State, Zip Wexford, PA 15090

County Susquehanna

Township(s) Springville

Receiving Stream(s) and Classification(s) Field Brook (CWF, MF) and Monroe Creek (CWF, MF)

ESCGP-1 # ESX11-015-0238

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

County Bradford

Township(s) Wells

Receiving Stream(s) and Classification(s) UNT to Seeley Creek (CWF/MF);
Secondary: CWF/MF)

ESCGP-1 # ESX11-117-0121

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

County Tioga County

Township(s) Union Township

Receiving Stream(s) and Classification(s) French Lick Run (EV/MF), UNT to West Mill Creek (HQ-CWF/MF);
Secondary: Roaring Branch EV/MF) and West Mill Creek (HQ-CWF/MF)

ESCGP-1 # ESX11-015-0260

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

County Bradford

Township(s) Smithfield

Receiving Stream(s) and Classification(s) Buck Creek (WWF);
Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX11-081-0146

Applicant Name Seneca Resources Corporation
Contact Person Michael Clinger
Address 51 Zents Boulevard
City, State, Zip Brookville, PA 15825

County Lycoming

Township(s) Gamble

Receiving Stream(s) and Classification(s) UNT to Mill Creek—TSF (EV); Fisher Hollow to Mill Creek—WWF (EV);

Secondary: Mill Creek TSF (EV)

ESCGP-1 # ESX11-015-0263

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) Sheshequin and Orwell

Receiving Stream(s) and Classification(s) Lantz WL—Laning Creek, Tributaries 30224, 30223, 30227, 30222 to Laning Creek (WWF, MF); Ellinger WL—Laning Creek, Tributaries 30227, 30221, 30222 and 30214 to Laning Creek (WWF, MF) Ford WL—Jerome Creek, Tributary 300075 to Jerome Creek, Johnson Creek, Tributaries 30096, 30088, 30089, 30091 to Johnson Creek (CWF, MF); Susquehanna River Watershed

ESCGP-1 # ESX11-081-0134

Applicant Name Range Resources—Appalachia, LLC
Contact Person Mary Patton
Address 100 Throckmorton Street, Suite 1200
City, State, Zip Ft. Worth, TX 76102

County Lycoming County

Township(s) Anthony

Receiving Stream(s) and Classification(s) UNT to Larry's Creek (EV) and Two UNT to Stony Gap Run (HQ-CWF);

Secondary: West Branch Susquehanna River

ESCGP-1 # ESX11-015-0249

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) Litchfield and Athens

Receiving Stream(s) and Classification(s) Tributaries 31580, 31581, and 31582 to Satterlee Creek, Tributaries 30137, 30136, and 30134 to Bullard Creek (CWF, MF);
Secondary: Mallory Creek, Tributaries 31569 and 31570 to Susquehanna River, Tributary 30834 to Spaulding Creek; Spaulding Creek (WWF, MF)

ESCGP-1 # ESX11-015-0253

Applicant Name Anadarko Marcellus Midstream Services, LLC

Contact Person Patrick Myers, Jr.

Address 100 Ist Center

City, State, Zip Horseheads, NY 14845

County Bradford

Township(s) Towanda and North Towanda

Receiving Stream(s) and Classification(s) Sugar Creek (WWF/MF) & Bailey Run (WWF/MF)

ESCGP-1 # ESX11-081-0141

Applicant Name Range Resources—Appalachia, LLC
Contact Person Mary Patton
Address 100 Throckmorton Street, Suite 120
City, State, Zip Ft. Worth, TX 76102

County Lycoming County

Township(s) Cogan House Township

Receiving Stream(s) and Classification(s) Hoagland Run/
UNT to Big Sandy Run/Big Sandy Run (HQ-CWF)

ESCGP-1 # ESX11-069-0002

Applicant Name Southwestern Energy Production Com-
pany

Contact Person Dave Sweeley
Address 917 State Route 92 North
City, State, Zip Tunkhannock, PA 18657
County Lackawanna

Township(s) Benton

Receiving Stream(s) and Classification(s) UNT to East
Branch Tunkhannock Creek (CWF);
Secondary: Tunkhannock Creek (TSF)

ESCGP-1 # ESX11-115-0142

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) Lenox

Receiving Stream(s) and Classification(s) UNT to East
Branch Tunkhannock Creek (CWF);
Secondary: Tunkhannock Creek (TSF)

ESCGP-1 # ESX11-015-0252

Applicant Name Talisman Energy USA, Inc.

Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford County

Township(s) Wells Township

Receiving Stream(s) and Classification(s) 3 UNT to South
Creek (CWF/MF);
Secondary: South Creek (CWF/MF)

ESCGP-1 # ESX11-115-0034 (01)

Applicant Name Appalachia Midstream Services, LLC

Contact Person Patrick Myers, Jr.
Address 100 1st Center
City, State, Zip Horseheads, NY 14845
County Susquehanna and Wyoming Counties

Township(s) Auburn, Meshoppen, and Washington Town-
ship

Receiving Stream(s) and Classification(s) CWF, MF: Trib.
29351 to Little Meshoppen Creek, Trib. 29358 to Little
Meshoppen Creek, Trib. 29374 to West Branch Meshop-
pen Creek, Meshoppen Creek, Trib. 29397 to Meshop-
pen Creek, W. Branch Meshoppen Creek, Baker Creek,
Riley Creek; Susquehanna River Watershed

ESCGP-1 # ESX11-131-0032

Applicant Name Citrus Energy Corporation

Contact Person Kyle Johns
Address 2600 Network Boulevard, Suite 400
City, State, Zip Frisco, TX 75034
County Wyoming

Township(s) Tunkhannock

Receiving Stream(s) and Classification(s) UNT to Taques
Creek (CWF)

ESCGP-1 # ESX11-131-0031

Applicant Name Carrizo Marcellus, LLC

Contact Person Gary Byron
Address 251 Drain Lick Road
City, State, Zip Drifting, PA 16834
County Wyoming

Township(s) Washington

Receiving Stream(s) and Classification(s) Meshoppen
Creek (CWF), Taques Creek (CWF), UNT to Meshoppen
Creek (CWF)

ESCGP-1 # ESX11-115-0150

Applicant Name Chief Gathering, LLC

Contact Person Ted Wurfel
Address 6051 Wallace Road, Suite 210
City, State, Zip Wexford, PA 15090
County Susquehanna County

Township(s) Lathrop

Receiving Stream(s) and Classification(s) UNT to Horton
Creek (CWF, MF)

ESCGP-1 # ESX11-081-0149

Applicant Name EXCO Resources (PA) LLC

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

Township(s) Penn

Receiving Stream(s) and Classification(s) UNT to Greg's
Run (CWF);
Secondary: Muncy Creek (TSF)

ESCGP-1 # ESX11-015-0222

Applicant Name Chesapeake Appalachia, LLC

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

Township(s) Wilmot

Receiving Stream(s) and Classification(s) Sugar Run
(CWF, MF);
Secondary: Rocky Forest Creek (CWF, MF)

ESCGP-1 # ESX11-015-0144

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) Pike & Warren

Receiving Stream(s) and Classification(s) Ross Creek
WWF-MF, Gaylord Creek CWF-MF, Southwick Creek
CWF-MF, Wappasening Creek

ESCGP-1 # ESX11-081-0150

Applicant Name Anadarko Marcellus Midstream, LLC

Contact Person Nathan Bennett
Address 33 W. 3rd Street, Suite 200
City, State, Zip Williamsport, PA 17701
County Lycoming

Township(s) Gamble

Receiving Stream(s) and Classification(s) East Branch
Murray Run, Murray Run, West Branch Murray Run,
Wallis Run and Roaring (HQ-EV)

ESCGP-1 # ESX11-015-0243

Applicant Name Chief Oil & Gas, LLC

Contact Person Michael Hritz
Address 6051 Wallace Road, Ext., Suite 210
City, State, Zip Wexford, PA 15090
County Bradford

Township(s) Ulster

Receiving Stream(s) and Classification(s) Browns Creek
(TSF, MF);
Secondary: Sugar Creek (TSF, MF)

ESCGP-1 # ESX11-081-0042 (01)

Applicant Name Anadarko E&P Company, LP

Contact Person Rane Wilson
Address 33 W. 3rd Street, Suite 200
City, State, Zip Williamsport, PA 17701
County Lycoming

Township(s) McHenry

Receiving Stream(s) and Classification(s) English Run (HQ-CWF-MF), Brown Run (HQ-CWF, MF) & Pine Creek (HQ-CWF, MF)

ESCGP-1 # ESX11-117-0122

Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga

Township(s) Brookfield
Receiving Stream(s) and Classification(s) Scott Hollow/
Susquehanna River Basin (List H); Cownesque River

ESCGP-1 # ESX11-115-0140

Applicant Name Carrizo Marcellus, LLC
Contact Person Gary Byron
Address 251 Drain Lick Road
City, State, Zip Drifting, PA 16834
County Susquehanna

Township(s) Forest Lake
Receiving Stream(s) and Classification(s) Middle Branch
Wyalusing Creek;
Secondary: Wyalusing Creek

ESCGP-1 # ESX11-117-0120

Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga

Township(s) Middlebury
Receiving Stream(s) and Classification(s) UNT to Losey
Creek (WWF, MF)

ESCGP-1 # ESX11-035-0023

Applicant Name Anadarko E&P Company, LP
Contact Person Rane Wilson
Address 33 W. 3rd Street, Suite 200
City, State, Zip Williamsport, PA 17701
County Clinton

Township(s) Grugan
Receiving Stream(s) and Classification(s) Buckhorn Hol-
low (CWF, MF), Little Buckhorn Hollow (CWF, MF);
Secondary: Tangascootak Creek (HQ, CWF, MF)

ESCGP-1 # ESX11-027-0007

Applicant Name Anadarko E&P Company, LP
Contact Person Nathan Bennett
Address 33 W. 3rd Street, Suite 210
City, State, Zip Williamsport, PA 17701
County Centre

Township(s) Burnside
Receiving Stream(s) and Classification(s) UNT to Wolf
Run (CWF), UNT to Panther Run (EV);
Secondary: Wolf Run (CWF, MF), Panther Run (EV, MF)

ESCGP-1 # ESX10-033-0004

Applicant Name Caiman Penn Midstream, LLC
Contact Person Steve Skellie
Address 5949 Sherry Lane, Suite 645
City, State, Zip Dallas, TX 75225
County Clearfield

Township(s) Chest
Receiving Stream(s) and Classification(s) UNT to Wilson
Run;
Secondary: Wilson Run

ESCGP-1 # ESX10-033-0011

Applicant Name Caiman Penn Midstream, LLC
Contact Person Steve Skellie
Address 5949 Sherry Lane, Suite 645
City, State, Zip Dallas, TX 75225
County Clearfield

Township(s) Boggs & Knox
Receiving Stream(s) and Classification(s) Clearfield Creek
(WWF) & Little Clearfield Creek (HQ-CWF/MF and
UNT.

ESCGP-1 # ESX11-117-0106

Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga

Township(s) Delmar
Receiving Stream(s) and Classification(s) Stony Fork (EV,
MF)

ESCGP-1 # ESX11-117-0257

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

Township(s) Albany
Receiving Stream(s) and Classification(s) UNT to South
Branch Towanda Creek (CWF);
Secondary: Towanda Creek (WWF)

ESCGP-1 # ESX11-015-0263

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

Township(s) Wilmot
Receiving Stream(s) and Classification(s) UNT's to Foster
Branch Sugar Run, Tributary to Sugar Run Creek
(CWF, MF);
Secondary: Sugar Run Creek (CWF, MF)

ESCGP-1 # ESX11-117-0114

Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga

Township(s) Chatham, Deerfield and Oceola Townships
Receiving Stream(s) and Classification(s) Tributaries to
Yarnell Brook (WWF-MF) and Crooked Creek (WWF-
MF)

ESCGP-1 # ESX11-105-0009

Applicant Name Tenaska Resources, LLC
Contact Person Ray Prudnick, Jr.
Address 375 Southpointe Blvd, STE 350
City, State, Zip Canonsburg, PA 15317
County Potter

Township(s) Abbott
Receiving Stream(s) and Classification(s) Boedler Branch
(EV, MF) and Germania Branch (EV, MF);
Secondary: Kettle Creek (EV, MF)

ESCGP-1 # ESG11-015-0212

Applicant Name Chief Gathering, LLC
Contact Person Ted Wurfel
Address 6051 Wallace Road, STE 210
City, State, Zip Wexford, PA 15090
County Bradford

Township(s) Franklin
Receiving Stream(s) and Classification(s) UNT to North
Branch, Towanda Creek (Ch. 93 CWF, MF), North
Branch Towanda Creek (Ch. 93 CWF, MF), Towanda
Creek (Ch. 93 TSF, MF), UNT to Towanda Creek (Ch.
93 TSF, MF)

ESCGP-1 # ESX11-015-0245
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Burlington and Ulster
 Receiving Stream(s) and Classification(s) Browns Creek
 (WWF) & Sugar Creek (WWF);
 Secondary: Sugar Creek (WWF) & Susquehanna River
 (WWF)

ESCGP-1 # ESX11-015-0080
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Burlington
 Receiving Stream(s) and Classification(s) UNT to Bailey
 Run (WWF);
 Secondary: Bailey Run

ESCGP-1 # ESX11-081-0144
 Applicant Name Anadarko E&P Company, LP
 Contact Person Nathan Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) McHenry
 Receiving Stream(s) and Classification(s) UNT First Big
 Fork, Second Big Fork (HQ-CWF, MF);
 Secondary: First Big Run, Trout Run (HQ-CWF, MF)

ESCGP-1 # ESX11-081-0145
 Applicant Name Inflection Energy, LLC
 Contact Person Stephen Rupert
 Address 701 Technology Drive, Suite 250
 City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Cogan House
 Receiving Stream(s) and Classification(s) Loyalsock Creek
 (EV);
 Secondary: West Branch Susquehanna River

ESCGP-1 # ESX11-015-0239
 Applicant Name Talisman Energy USA, Inc.
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Wells
 Receiving Stream(s) and Classification(s) UNT to
 Beckwith Creek (CWF/MF);
 Secondary: Beckwith Creek (CWF/MF)

ESCGP-1 # ESG11-131-0029
 Applicant Name Chief Gathering, LLC
 Contact Person Ted Wurfel
 Address 6051 Wallace Road, Suite 210
 City, State, Zip Wexford, PA 15090
 County Wyoming
 Township(s) Lemon
 Receiving Stream(s) and Classification(s) Meshoppen
 Creek and Meade Brook (CWF, MF)

ESCGP-1 # ESX11-015-0221
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Overton

Receiving Stream(s) and Classification(s) Schrader Creek
 and Millstone Creek (HQ);
 Secondary: Towanda Creek (TSF)

ESCGP-1 # ESX11-015-0246
 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) Ulster
 Receiving Stream(s) and Classification(s) Sugar Creek
 and Hemlock Creek (WWF/MF)

ESCGP-1 # ESX11-035-0025
 Applicant Name Enerplus Resources (USA) Corporation
 Contact Person Robert Bleil
 Address 950 17th Street, Suite 2200
 City, State, Zip Denver, CO 80202
 County Clinton
 Township(s) West Keating
 Receiving Stream(s) and Classification(s) UNT to Birch
 Island Run/ Susquehanna River (HQ-CWF);
 Secondary: West Branch Susquehanna River

ESCGP-1 # ESX11-015-0248
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Wilmot
 Receiving Stream(s) and Classification(s) UNT to Sugar
 Run and Sugar Run (both CWF);
 Secondary: Sugar Run and Sugar Run Creek (both
 CWF/MF)

ESCGP-1 # ESG11-115-0086
 Applicant Name Chief Gathering, LLC
 Contact Person Ted Wurfel
 Address 6051 Wallace Road, Suite 210
 City, State, Zip Wexford, PA 15090
 County Susquehanna and Wyoming Counties
 Township(s) Springville and Lemon Townships
 Receiving Stream(s) and Classification(s) Meshoppen
 Creek (CWF, MF), UNT to Meshoppen Creek (CWF,
 MF) Pond Brook (CWF, MF)

ESCGP-1 # ESX11-117-0115
 Applicant Name SWEPI LP
 Contact Person James Sewell
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga
 Township(s) Charleston
 Receiving Stream(s) and Classification(s) UNT to Catlin
 Hollow, Catlin Hollow (both TSF), UNT to Hills Creek

ESCGP-1 # ESX11-115-0029 (01)
 Applicant Name PVR Marcellus Gas Gathering, LLC
 Contact Person Jeffrey Searfoss
 Address 100 Penn Tow, 25 W. Third Street
 City, State, Zip Williamsport, PA 17710
 County Susquehanna
 Township(s) Springville and Auburn
 Receiving Stream(s) and Classification(s) Meshoppen
 Creek, White Creek and UNT to White Creek (CWF,
 MF);
 Secondary: Susquehanna River

ESCGP-1 # ESX11-131-0036
 Applicant Name PVR Marcellus Gas Gathering, LLC
 Contact Person Jeffrey Searfoss
 Address 100 Penn Tow, 25 W. Third Street
 City, State, Zip Williamsport, PA 17710
 County Wyoming
 Township(s) Meshoppen
 Receiving Stream(s) and Classification(s) UNT to
 Susquehanna River (CWF, MF)

ESCGP-1 # ESX11-015-0244
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Ulster

Receiving Stream(s) and Classification(s) Browns Creek
 and UNT to Sugar Creek (both CWF);
 Secondary: Sugar Creek

ESCGP-1 # ESX11-015-0250
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford
 Township(s) Franklin
 Receiving Stream(s) and Classification(s) Towanda Creek
 (TSF);
 Secondary: Susquehanna River (WWF)

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

Washington County Conservation District: 100 West Beau Street, Suite 105, Washington, PA 15601. (724.228.6774)

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
0063118002-1	MarkWest Liberty Midstream & Resources, LLC 601 Technology Drive Suite 130 Canonsburg, PA 15317	Washington	Amwell Township	Redd Run (TSF)
0063118003-1	MarkWest Liberty Midstream & Resources, LLC 601 Technology Drive Suite 130 Canonsburg, PA 15317	Washington	Chartiers Township	UNT to Chartiers Run (WWF)

Southwest Region: Oil & Gas Program Manager, 400 Waterfront Drive, Pittsburgh, PA

9/29/11
 ESCGP-1 No: ESX11-125-0089
 Applicant Name: Range Resources—Appalachia LLC
 Contact Person Joseph Frantz
 Address: 380 Southpointe Boulevard
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township: Cross Creek
 Receiving Stream (s) And Classifications: UNTs to South Fork Creek, UNT to Middle Fork Cross Creek/Raccoon Creek Watershed, HQ

7/27/11
 ESCGP-1 No.: ESX11-051-0029
 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): Redstone
 Receiving Stream(s) and Classifications: UNT to Rowes Run, WWF/Ohio River Basin, Other

09/23/2011
 ESCGP-1 No.: ESX11-125-0086
 Applicant Name: MarkWest Liberty Midstream & Resources LLC
 Contact Person: Robert McHale
 Address: 601 Technology Drive Suite 130
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Smith
 Receiving Stream(s) and Classifications: Little Raccoon Creek WWF/Raccoon Watershed, Other

09/20/2011
 ESCGP-1 No.: ESX11-007-0013
 Applicant Name: Chesapeake Appalachia LLC
 Contact Person: Eric Haskins
 Address: 101 North Main Street
 City: Athens State: PA Zip Code: 18810
 County: Beaver Township(s): Ohioville
 Receiving Stream(s) and Classifications: UNT to Wolfe Run—WWF, Other

10/18/11
 ESCGP-1 No.: ESX11-005-001 Major Revision
 Applicant Name: EQT Production Company
 Contact Person: Todd Klaner
 Address: 455 Racetrack Road
 City: Washington State: Pa Zip Code: 15301
 COUNTY Armstrong Township(s): Kittanning
 Receiving Stream(s) and Classifications: Tributary 46302 & 46303 to N Branch Cherry Run CWF/Crooked Creek Watershed

10/17/2011
 ESCGP-1 No.: ESX11-129-0026 Major Revision
 Applicant Name: RW Gathering LLC
 Contact Person: David Fruedenrich
 Address: 1000 Town Center Suite 130
 City: Canonsburg State: PA Zip Code: 15317
 County: Westmoreland Township(s): Derry
 Receiving Stream(s) and Classifications: UNT to Stony Run/Conemaugh Watershed, Other CWF

10/17/11
 ESCGP-1 No.: ESX11-129-0035
 Applicant Name: Chevron Appalachia LLC
 Contact Person: Jeremy Hirtz

Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code 15478
 County: Westmoreland Township(s): Unity
 Receiving Stream(s) and Classifications: Sewickley Creek
 WWF/Youghiogheny River Basin WWF, Other

10/07/11
 ESCGP-1 No.: ESX11-007-0017
 Applicant Name: Chesapeake Appalachia LLC
 Contact Person: Eric Haskins
 Address: 101 North Main Street
 City: Athens State: Pa Zip Code: 18810
 County: Beaver Township(s): South Beaver Township

Receiving Stream(s) and Classifications: North Branch
 Brady Run TSF/Brady Run, Other

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

ESCGP-1 #ESX11-019-0105—Stebbins Well Pad
 Applicant Rex Energy Operating Corporation
 Contact Russell Macaw
 Address 476 Rolling Ridge Drive, Suite 300
 City State College State PA Zip Code 16801
 County Butler Township(s) Penn(s)
 Receiving Stream(s) and Classification(s) UNT to Thorn
 Creek (CWF), UNT to Connoquenessing Creek (WWF),
 Connoquenessing Creek (WWF)

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 Environmental Cleanup and Brownfields, Director, PO Box 8763, Harrisburg, PA 17105-8763.

SSIP Permit No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
11-02-033	Sunoco Partners Marketing & Terminals, L.P. 525 Fritztown Road Sinking Spring, PA 19608-1509 Attn: Jed Werner	Allegheny	City of Pittsburgh	1 AST storing gasoline	1,065,204 gallons

SPECIAL NOTICES

DRINKING WATER STATE REVOLVING FUND

Special Notice Under the Federal Safe Drinking Water Act (SDWA)

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

Project Location:

Applicant	Applicant Address	County
Redbank Valley Municipal Authority	243 Board Street New Bethlehem, PA 16242	Armstrong and Clarion

Project Description: Redbank Valley Municipal Authority—Intake Replacement Project. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth’s State Revolving Fund, is intended to be the funding source for this project. The Authority proposes to replace Redbank Creek intake including a 6’ wide by 50’ long water supply intake channel with inlet screens built into Redbank Creek. The project will also include a Denil-type fishway, a replacement of 1,260 cubic yards of concrete in an area approximately 30’ by 180’ on the downstream side of the existing intake and the removal of the mill race wall at the left abutment. The project is located in New Bethlehem, Armstrong and Clarion Counties. The preliminary estimated project costs are \$2,799,550.00. The Department’s review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department is hereby granting the approval of the project State Environmental Review Process.

Project Location:

Applicant	Applicant Address	County
Sandy Lake Borough	P. O. Box 87 3271 South Main Street Sandy Lake, PA 16145	Mercer

Project Description: Sandy Lake Boro Water Treatment Plant Upgrades. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth’s State Revolving Fund, is intended to be the funding source for this project. The Borough proposes to construct a new water treatment green sand filtration system for treatment of iron and manganese in Sandy Lake Twp., Mercer County, Pennsylvania. The preliminary estimated project costs are \$700,000. The Department’s review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. Due to the nature of the project, it will not individually, cumulatively over time, or in conjunction with other federal, state, local or private actions, have a significant effect on the quality of the environment. With the preceding facts in mind, the Department hereby categorically excludes this project from the State Environmental Review Process.

Project Location:

Applicant	Applicant Address	County
Erie Water Works	240 West 12th Street Erie, PA 16501	Erie

Project Description: Erie Water Works—High Service East Pressure District Improvements Project. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth’s State Revolving Fund, is intended to be the funding source for this project. The Erie Water Works proposes to construct a 3.7 MG water storage reservoir, install 1,000 LF of 16 inch DI water

main, and upgrade Johnson P/S. The construction will utilize BMP's and be in accordance with the approve E&S PC. The project is located in the City of Erie, Erie County. The preliminary estimated project costs are \$7,500,000. The Department's review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department is hereby granting the approval of the project State Environmental Review Process.

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

Categorical Exclusion

Location: Cresson Borough Municipal Authority, 631 Second Street, Cresson, PA 16630, Cresson Borough, Cambria County

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

The Authority rehabilitated existing sanitary sewers to remove extraneous flows to reduce wet weather overflows. Construction occurred in the same area as the existing sewers.

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

Revision of West Branch Susquehanna Total Maximum Daily Loads (TMDLs)

The West Branch Susquehanna TMDL, originally approved by USEPA in August 2009, has been revised to reflect a proposed NPDES permitted discharge at, or below, in-stream water quality criteria.

The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. To request a copy of the proposed TMDL, contact Bill Brown, Chief, TMDL Development Section, Watershed Protection Division, Department of Environmental Protection, P. O. Box 8555, Harrisburg, PA 17105-8555, Phone: 717-783-2951, Email: Willbrown@state.pa.us.

The TMDLs can be accessed through the DEP Website (<http://www.dep.state.pa.us>) by clicking on the Water Topics Link, then the TMDL link. Please note that attachments and appendices must be requested through paper mail. Persons with a disability may use the AT&T Relay Service by calling 1-800-654-5984 (TDD users) or 1-800-654-5988 (voice users) and request that the call be relayed.

Written and Email comments will be accepted at the above addresses and must be received by January 3, 2012. Comments will not be accepted by facsimile or voice mail. The Department will consider all comments in developing the final TMDL, which will be submitted to EPA for approval.

[Pa.B. Doc. No. 11-2054. Filed for public inspection December 2, 2011, 9:00 a.m.]

Air Quality Technical Advisory Committee Meeting Cancellation

The Air Quality Technical Advisory Committee meeting scheduled for Thursday, December 15, 2011, has been cancelled. Currently, the next meeting is scheduled for Thursday, February 9, 2012, in Room 105, Rachel Carson State Office Building at 9:15 a.m. For information, contact Arleen Shulman at (717) 772-9495 or ashulman@state.pa.us. The agenda and meeting materials for future meetings will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keyword: "Air Quality Technical Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Connie Hartlaub at (717) 787-9495 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2055. Filed for public inspection December 2, 2011, 9:00 a.m.]

Availability of Technical Guidance

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

Ordering Paper Copies of Department Technical Guidance

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

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

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

Final Technical Guidance—New Guidance

DEP ID: 270-0810-007. Title: Policy on Clean Alternative Conversion Systems. Description: This policy provides guidance to clean alternative fuel conversion system manufacturers, installers and potential purchasers of conversion systems regarding the repair and warranties of emission control components on new passenger cars and light-duty trucks retrofitted with clean alternative fuel conversion systems. This policy also provides guid-

ance to any person who sells, offers for sale, imports, delivers, purchases, leases, offers for lease, rents, acquires, receives, titles, or registers a new passenger car or light-duty truck subject to the requirements in the Pennsylvania Clean Vehicles Program and which is retrofitted with a conversion system. This policy is intended to encourage more alternatively fueled vehicles to populate the light-duty vehicle fleet, and inform sellers and consumers of clean alternative fuel technology of what they should be aware when considering the sale or purchase of this equipment. Contact: Arleen Shulman, (717) 772-3436 or ashulman@pa.gov.

Effective Date: December 3, 2011.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2056. Filed for public inspection December 2, 2011, 9:00 a.m.]

local county conservation districts until they are replaced or updated. In addition, the permit documents are on file at the Department of Environmental Protection, Bureau of Point and Non-Point Source Management, 10th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101. This package is also available on the Department's web site at www.depweb.state.pa.us (DEP Keyword: Stormwater Management).

The permit documents can also be obtained by contacting Jennifer Orr at (717) 772-5961 or jeorr@pa.gov. Persons with a disability may use the Pennsylvania AT&T Relay Service (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2058. Filed for public inspection December 2, 2011, 9:00 a.m.]

Coal Mining Reclamation Fee Amount for 2012

The Department of Environmental Protection (Department) announces that the per-acre reclamation fee for surface coal mining activities will not be modified for calendar year 2012. Effective January 1, 2012, the reclamation fee will remain at its current rate of \$0 per acre.

This reclamation fee adjustment notice is required under 25 Pa. Code § 86.17 (relating to permit and reclamation fees). The reclamation fee for 2012 is based on fiscal year calculations prescribed under 25 Pa. Code § 86.17(e)(4). The supporting calculations were included in a report that was reviewed at the October 27, 2011, public meeting of the Department's Mining and Reclamation Advisory Board. The report is available online at www.dep.state.pa.us/dep/deputate/minres/bmr/reports/.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2057. Filed for public inspection December 2, 2011, 9:00 a.m.]

Extension of Pennsylvania NPDES General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02)

Under the authority of 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) is extending for an additional 1 year the availability of the current National Pollutant Discharge Elimination System General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02, 2009 amendment). The current PAG-02 permit is scheduled to expire at 12 a.m. on December 7, 2009. The extension will be effective on December 8, 2011, and expire at 12 a.m. on December 7, 2012, unless rescinded by the Department at an earlier date. The Department is extending the availability of this permit to complete the adequate preparation of the renewal of PAG-02.

The existing PAG-02 permit documents will continue to be available from the Department's regional offices and

Nutrient Credit Trading Program; Actions

The Department of Environmental Protection (Department) provides notice of the following actions under the Nutrient Credit Trading Program (Trading Program). These actions were taken under 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

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

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

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

For further information about these actions or the Trading Program, contact Ann Roda, Interstate Waters Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4785, aroda@pa.gov or visit the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Nutrient Trading").

The following certification requests have been approved by the Department. The approval of these requests is considered a final action of the Department.

Lancaster Area Sewer Authority (130 Centerville Road, Lancaster, PA 17603). This approval is applicable to nitrogen and phosphorous credits to be generated from the pollutant reduction activity of the Lancaster Area Sewer Authority's installed treatment process. This approval includes a verification plan, and authorizes the generation of: 13,726 nitrogen reduction credits and 7,524 phosphorus reduction credits for 2011 Compliance Year; 10,721 nitrogen reduction credits and 7,424 phosphorus reduction credits for 2012 Compliance Year; 7,550 nitrogen reduction credits and 7,320 phosphorus reduction credits for 2013 Compliance Year; 5,013 nitrogen reduction credits and 7,236 phosphorus reduction credits for 2014 Compliance Year; and 2,549 nitrogen reduction credits and 7,154 phosphorus reduction credits for 2015 Compliance Year. This certification is valid until September 30, 2015, as long as the pollution reduction activity is implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2015, credits for the pollution reduction activity may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 5117 (September 24, 2011).

C.S. Davidson, Inc. (38 North Duke Street, York, PA 17401) on behalf of Northeastern York County Sewer Authority. This approval is applicable to nitrogen and phosphorous credits to be generated from the pollutant reduction activity of the Northeastern York County Sewer Authority's installed treatment process. This approval includes a verification plan, and authorizes the generation of: 31,000 nitrogen reduction credits and 950 phosphorus reduction credits for 2011 Compliance Year; 31,000 nitrogen reduction credits and 950 phosphorus reduction credits for 2012 Compliance Year; 30,500 nitrogen reduction credits and 925 phosphorus reduction credits for 2013 Compliance Year; 30,500 nitrogen reduction credits and 925 phosphorus reduction credits for 2014 Compliance Year; and 30,300 nitrogen reduction credits and 900 phosphorus reduction credits for 2015 Compliance Year. This certification is valid until September 30, 2015, as long as the pollution reduction activity is implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2015, credits for the pollution reduction activity may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 5117.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2059. Filed for public inspection December 2, 2011, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

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

The information described in this notice relates to submitted certification requests from September 19, 2011, through November 8, 2011.

Background

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the certification request must be approved; (2) generation of the credits must be verified; and (3) the credits must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a pollutant reduction activity to generate credits. Certifications are based on at least: (1) a written request describing the qualifying pollutant reduction activity that will reduce the pollutant loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying pollutant reduction activity has taken place.

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

The credits also need to be registered by the Department before they can be applied toward an NPDES permit for compliance with effluent limits. Registration occurs only after credits have been certified, verified and a contract has been submitted. The Department registers credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Department provides registered credits with an annual registry number for reporting and tracking purposes.

Certification Requests

The following request is being reviewed by the Department. The Department will accept written comments on this proposed pollutant reduction activity for 30 days.

Applicant
 Mercuria Energy America, Inc. on behalf of Grantville Township (NPDES Permit No. PA0032051)

Pollution Reduction Activity Description
 This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of Grantville Township's installed treatment process.

Written Comments
 Interested persons may submit written comments on this proposed pollutant reduction activity by January 3, 2012. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Ann Roda, Interstate Waters Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4785, aroda@pa.gov.

For further information about this certification request or the Trading Program contact Ann Roda, at the previously listed address or phone number, or visit the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2060. Filed for public inspection December 2, 2011, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Registration

The Department of Environmental Protection (Department) provides notice of the following credit registration recorded under the Nutrient Credit Trading Program (Trading Program). The request for registration was

submitted under 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

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

This notice relates to the registration of credits through November 8, 2011. For background information related to these credits, see the Department's certifications published at:

- 40 Pa.B. 6225 (October 23, 2010)—The Borough of Elizabethtown
- 38 Pa.B. 1887 (April 19, 2008)—Red Barn Trading Company
- 41 Pa.B. 661 (January 29, 2011)—Berwick Area Joint Authority
- 41 Pa.B. 3939 (July 16, 2011)—Wyoming Valley Sanitary Authority
- 40 Pa.B. 3919 (July 10, 2010)—Northwestern Lancaster County Authority
- 39 Pa.B. 6702 (November 21, 2009), 40 Pa.B. 5641 (October 2, 2010), 41 Pa.B. 3155 (June 18, 2011), 41 Pa.B. 661 and 41 Pa.B. 6046 (November 5, 2011)—County of Lycoming
- 40 Pa.B. 5021 (August 28, 2010)—ElectroCell Technologies Inc.

The Department has registered the following credits.

<i>Seller / Generator</i>	<i>Location of Use</i>	<i>Credits Registered</i>	<i>Credit Generating Activity / Generator</i>	<i>Compliance Year</i>
The Borough of Elizabethtown	City of Harrisburg, Harrisburg, PA	21,993 Nitrogen	Elizabethtown Borough Wastewater Treatment Plant's installed treatment process.	October 2010—September 2011
Red Barn Trading Company	City of Harrisburg, Harrisburg, PA	12,460 Nitrogen and 2,180 Phosphorous	Poultry manure export out of Chesapeake Bay Watershed.	October 2010—September 2011
Mercuria Energy America, Inc. (Berwick Area Joint Authority)	University Area Joint Sewer Authority, State College, PA	20,918 Nitrogen	Berwick Area Joint Authority's installed treatment process.	October 2010—September 2011
Mercuria Energy America, Inc. (Berwick Area Joint Authority and Wyoming Valley Sanitary Authority)	Municipal Authority of the Town of Bloomsburg, Bloomsburg, PA	34,271 Nitrogen and 2,520 Phosphorous	Berwick Area Joint Authority's and Wyoming Valley Sanitary Authority's installed treatment process.	October 2010—September 2011
Red Barn Trading Company	Borough of Wellsboro, Wellsboro, PA	12,721 Nitrogen	Poultry manure export out of Chesapeake Bay Watershed.	October 2010—September 2011
Northwestern Lancaster County Authority	City of Harrisburg, Harrisburg, PA	8,749 Nitrogen	Northwestern Lancaster County Authority's installed treatment process.	October 2010—September 2011

<i>Seller / Generator</i>	<i>Location of Use</i>	<i>Credits Registered</i>	<i>Credit Generating Activity / Generator</i>	<i>Compliance Year</i>
County of Lycoming	PENNVEST	5,059 Nitrogen and 238 Phosphorous	Installed best management practices by Client LyLLyT0001, LaCCoT0001, LaCCoT0002, MuCFrT0001, PiCJaT0001, MuCMoT0001, MuCJoT0001, AdCCIT0001 and the export of poultry manure out of Chesapeake Bay Watershed by Client WhCWaT0001.	October 2010—September 2011
ElectroCell Technologies, Inc.	PENNVEST	500 Nitrogen and 462 Phosphorous	The operation of the Patz® OZy™ unit on a farm located in Lancaster County and the land applied nutrients.	October 2010—September 2011
The Borough of Elizabethtown	PENNVEST	15,290 Nitrogen	Elizabethtown Borough Wastewater Treatment Plant's installed treatment process.	October 2010—September 2011
Mercuria Energy America, Inc. (Wyoming Valley Sanitary Authority)	PENNVEST	10 Nitrogen	Wyoming Valley Sanitary Authority's installed treatment process.	October 2010—September 2011
PENNVEST	City of Harrisburg, Harrisburg, PA	20,859 Nitrogen	County of Lycoming's installed best management practices by Client LyLLyT0001, LaCCoT0001, LaCCoT0002, MuCFrT0001, PiCJaT0001, MuCMoT0001, MuCJoT0001, AdCCIT0001 and the export of poultry manure out of Chesapeake Bay Watershed by Client WhCWaT0001; Elizabethtown Borough Wastewater Treatment Plant's installed treatment process; ElectroCell Technologies Inc. operation of the Patz® OZy™ unit on a farm located in Lancaster County and the land applied nutrients; and, Mercuria Energy America, Inc. by Wyoming Valley Sanitary Authority's installed treatment process.	October 2010—September 2011

<i>Seller/Generator</i>	<i>Location of Use</i>	<i>Credits Registered</i>	<i>Credit Generating Activity / Generator</i>	<i>Compliance Year</i>
PENNVEST	Mountaintop Area Joint Sanitary Authority, Mountaintop, PA	700 Phosphorous	County of Lycoming's installed best management practices by Client LyLLyT0001, LaCCoT0001, LaCCoT0002, MuCFrT0001, PiCJaT0001, MuCMoT0001, MuCJoT0001, AdCCIT0001 and the export of poultry manure out of Chesapeake Bay Watershed by Client WhCWaT0001; and, ElectroCell Technologies Inc. operation of the Patz® OZy™ unit on a farm located in Lancaster County and the land applied nutrients.	October 2010—September 2011

For further information about this registration or the Trading Program, contact Ann Roda, Interstate Waters Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4726, aroda@pa.gov or visit the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-2061. Filed for public inspection December 2, 2011, 9:00 a.m.]

DEPARTMENT OF HEALTH

Amendments to Charges for Medical Records

Under 42 Pa.C.S. §§ 6152 and 6155 (relating to subpoena of records; and rights of patients), the Secretary of Health (Secretary) is directed to adjust annually the amounts which may be charged by a health care facility or health care provider upon receipt of a request or subpoena for production of medical charts or records. These charges apply to any request for a copy of a medical chart or record except as follows:

(1) Flat fees (as listed in this notice) apply to amounts that may be charged by a health care facility or health care provider when copying medical charges or records either: (a) for the purpose of supporting any claim or appeal under the Social Security Act or any Federal or State financial needs based program; or (b) for a district attorney.

(2) An insurer shall not be required to pay for copies of medical records required to validate medical services for which reimbursement is sought under an insurance contract, except as provided in: (a) the Worker's Compensation Act (77 P. S. §§ 1—1041.1 and 2501—2506) and the regulations promulgated thereunder; (b) 75 Pa.C.S. Chapter 17 (relating to financial responsibility) and the regulations promulgated thereunder; or (c) a contract between an insurer and any other party.

The charges listed in this notice do not apply to an X-ray film or any other portion of a medical record which is not susceptible to photostatic reproduction.

Under 42 Pa.C.S. § 6152.1 (relating to limit on charges), the Secretary is directed to make a similar adjustment to the flat fee which may be charged by a health care facility or health care provider for the expense of reproducing medical charts or records when the request is: (1) for the purpose of supporting a claim or appeal under the Social Security Act or any Federal or State financial needs based benefit program; or (2) made by a district attorney.

The Secretary is directed to base these adjustments on the most recent changes in the Consumer Price Index reported annually by the Bureau of Labor Statistics of the United States Department of Labor. For the annual period of October 31, 2010, through October 31, 2011, the Consumer Price Index was 3.5%.

Accordingly, the Secretary provides notice that, effective January 1, 2012, the following fees may be charged by a health care facility or health care provider for production of records in response to subpoena or request:

Not to Exceed

Amount charged per page for pages 1—20 \$ 1.39
 Amount charged per page for pages 21—60 \$ 1.03
 Amount charged per page for pages 61—end . . . \$ 0.34
 Amount charged per page for microfilm copies . . \$ 2.04

Flat fee for production of records to support any claim under Social Security or any Federal or State financial needs based program \$26.12
 Flat fee for supplying records requested by a district attorney \$20.62
 * Search and retrieval of records \$20.62

In addition to the amounts listed previously, charges may also be assessed for the actual cost of postage, shipping and delivery of the requested records.

The Department is not authorized to enforce these charges.

Questions or inquiries concerning this notice should be sent to James T. Steele, Jr., Deputy Chief Counsel,

Department of Health, Office of Legal Counsel, Room 825, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 783-2500.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) should contact James T. Steele, Jr. at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Services at (800) 654-5984.

**Note:* Federal regulations enacted under the Health Insurance Portability and Accountability Act at 45 CFR Parts 160—164 state that covered entities may charge a reasonable cost based fee that includes only the cost of copying, postage and summarizing the information (if the individual has agreed to receive a summary) when providing individuals access to their medical records. The United States Department of Health and Human Services has stated that the fees may not include costs associated with searching for and retrieving the requested information. For further clarification on this issue, inquiries should be directed to the Office of Civil Rights, United States Department of Health and Human Services, 200 Independence Avenue, S.W., Room 509F, HHH Building, Washington, D.C. 20201, (866) 627-7748, <http://www.hhs.gov/ocr/hipaa>.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-2062. Filed for public inspection December 2, 2011, 9:00 a.m.]

Health Care Associated Infection Benchmarking Areas for Hospitals under the Medical Care Availability and Reduction of Error (MCARE) Act

Section 408(8) of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P. S. § 1303.408(8)) requires that the Department of Health (Department) develop, in consultation with the Patient Safety Authority (PSA) and the Pennsylvania Health Care Cost Containment Council (Council), “reasonable benchmarks to measure the progress [hospitals] make toward reducing health care-associated infections.” On December 5, 2007, in a letter to hospital chief executive officers, hospitals were informed that the Department would be developing and utilizing benchmarks to measure the progress hospitals make toward reducing health care-associated infections in the following areas:

- Central Line Associated Blood Stream Infections (CLABSI)—Housewide
- Catheter Associated Urinary Tract Infections (CAUTI)—Housewide
- Surgical Site Infections (SSI) for:
 - o Hip prosthetics
 - o Knee prosthetics
 - o Abdominal hysterectomies
 - o Coronary artery bypass grafts with both chest and donor site incisions
 - o Coronary artery bypass grafts with chest incision only
 - o Cardiac surgery

As explained in the December 5, 2007, letter, these benchmarking areas were selected because they align with National efforts, are of either high impact or high volume, or both.

Beginning January 1, 2012, hospitals will be required to report surgical site infection data for colon surgeries to the United States Centers for Disease Control and Prevention, National Healthcare Safety Network (NHSN) to comply with the United States Centers for Medicare and Medicaid Services 2012 Medicare Hospital Inpatient Prospective Payment System. See 76 F.R. 51476 (August 18, 2011). For consistency with National data collection efforts and following consultation with the PSA and the Council, the Department is adding infections following colon surgery to the benchmarking areas previously listed. As of January 1, 2012, the revised complete list of benchmarking areas is as follows:

- Central Line Associated Blood Stream Infections—Housewide
- Catheter Associated Urinary Tract Infections—Housewide
- Surgical Site Infections for:
 - o Hip prosthetics
 - o Knee prosthetics
 - o Abdominal hysterectomies
 - o Coronary artery bypass grafts with both chest and donor site incisions
 - o Coronary artery bypass grafts with chest incision only
 - o Cardiac surgery
 - o Colon surgery.

As provided in section 404(b) of the MCARE Act (40 P. S. § 1303.404(b)), hospitals shall report health care associated infection (HAI) data for these benchmarking areas in accordance with the NHSN Manual, Patient Safety Component Protocol. In addition to the reporting of the actual HAI events (numerator data), the MCARE Act and NHSN Manual require collection and monthly reporting of denominator data that assists in the calculation of infection rates. This denominator data consists of:

- For CLABSI and CAUTI data—Total patient days and total line or device days for each.
- For SSI data—Total procedures and patient-level data elements for each procedure type.

The Department will review hospital HAI data reports to ensure that numerator and denominator data for HAIs in the benchmarking areas is reported in accordance with the NHSN Manual. In the near future, as required by section 408(9) of the MCARE Act, the Department will also publish and seek public comment on the benchmark methodology that will be utilized to measure the progress hospitals make toward reducing HAIs in the areas identified previously.

The Department appreciates the continued efforts of hospitals in complying with the MCARE Act and in improving infection surveillance and control to reduce HAIs in this Commonwealth. Questions regarding this notice or the HAI reporting requirements under the MCARE Act may be directed to Kimberly Buffington, Director, Health Care-Associated Infection Prevention Section, Department of Health, 8th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA 17101, (717) 425-5422.

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

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-2063. Filed for public inspection December 2, 2011, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking exceptions to 28 Pa. Code §§ 205.10(c) and 205.21(a) (relating to doors; and special care room):

Maple Farm
604 Oak Street
Akron, PA 17501-0136
FAC ID 22720201

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

Fairmount Homes
333 Wheat Ridge Drive
Ephrata, PA 17522-8558
FAC ID 060202

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.26(e) (relating to laundry):

Haven Convalescent Home
725 Paul Street
New Castle, PA 16101

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@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. 11-2064. Filed for public inspection December 2, 2011, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Medical Assistance Pharmacy Benefit Package Change

The Department of Public Welfare (Department), under the authority of section 443.6(g) of the Public Welfare Code (Code) (62 P. S. § 443.6(g)), as amended by the act of June 30, 2011 (P. L. 89, No. 22), announces a benefit package change for pharmacy services for adult Medical Assistance (MA) recipients 21 years of age and older, effective January 3, 2012.

Background

The MA Program provides a continuum of physical and behavioral health services, including long-term care, inpatient hospital, pharmacy and outpatient services to approximately 2.2 million Pennsylvanians.

States across the country, including the Commonwealth, are struggling to maintain their Medicaid programs as state revenues continue to lag, failing to keep pace with ever-increasing caseloads and health care costs. While the caseload of persons determined eligible for the MA Program in this Commonwealth continues to grow in State Fiscal Year (SFY) 2011-2012, the General Fund Budget is 4.1% less than SFY 2010-2011 amounts, to near SFY 2008-2009 levels.

Since 2005, the Department has implemented a series of initiatives in the MA Program designed to provide cost effective pharmacy services while enhancing quality, addressing health and safety concerns, and improving administrative efficiencies. Initiatives included implementation of a payment methodology more consistent with other public and commercial third party payers in this Commonwealth; implementation and expansion of a Preferred Drug List; expansion of utilization management programs including quantity limits, clinical prior authorizations, early refill and appropriate age edits; increased generic utilization; maximization of Federal and supplemental rebates; selective contracting and negotiating payments with specialty pharmacies for costly specialty drugs; automated prior authorization; and a comprehensive Retrospective Drug Use Review program for provider educational interventions. These sophisticated, industry-standard, pharmacy management tools enabled the Department to realize significant cost savings, minimize the per-member per-month increase in pharmacy expenditures and increase quality of care, without compromising access or imposing overly burdensome requirements on providers.

Despite the significant cost savings the Department has realized and the Department's plans to continue to refine these pharmacy strategies, General Fund revenue collections continue to fall below estimates and the cost of medications continues to increase. The Department closely evaluated the utilization of and payment for pharmacy services to identify additional cost containment initiatives, including how services could be limited with minimal impact to the health care needs of MA recipients. Based on MA Program utilization and claims data from SFY 2009-2010, the most recent year for which complete data is available, approximately 89% of categorically needy adult MA recipients received fewer than seven prescriptions per month. Approximately 701,410 categorically needy adult MA recipients received on average at least 1 prescription drug per month during SFY 2009-

2010. Of those MA recipients, 75,850 or 11% received on average 7 or more prescriptions per month. By limiting the pharmacy benefit package for adult MA recipients, the Department will realize significant cost savings with minimal impact to MA recipients.

Pharmacy Benefit Change

Effective January 3, 2012, adult MA recipients 21 years of age and older will be eligible for six prescriptions for drugs per calendar month.

The pharmacy benefit package change does not apply to MA recipients who are under 21 years of age, pregnant or reside in a nursing facility, in an intermediate care facility (ICF/MR), or in an intermediate care facility for persons with other related conditions (ICF/ORC).

Consistent with the Department's goal in past cost containment initiatives, to avoid a detrimental impact on the health care needs of the MA population, the Department will grant exceptions to the pharmacy benefit package limit when one of the following criteria is met:

1. The Department determines the recipient has a serious chronic systemic illness or other serious health condition and denial of the exception will jeopardize the life of the recipient.

2. The Department determines the recipient has a serious chronic systemic illness or other serious health condition and denial of the exception will result in the rapid, serious deterioration of the health of the recipient.

3. The Department determines that granting a specific exception is a cost effective alternative for the MA Program.

4. The Department determines that granting an exception is necessary to comply with Federal law.

The Department developed an exceptions process for those recipients who may need more than six prescriptions in a calendar month to ensure that recipients maintain access to critically necessary medications. The exceptions process includes an automated approval at the pharmacy point-of-sale for certain conditions, diagnoses and drug classes.

The Department will provide detailed instructions to providers regarding the pharmacy benefit package change by means of an MA Bulletin and updated Pharmacy Handbook pages. This will include instructions for submitting a request for an exception to the benefit limit.

MA managed care organizations (MCOs) have the option to impose the same or lesser limits for the aforementioned pharmacy services. If an MA MCO imposes the same or lesser limits, the MA MCO will issue individual notice to its members at least 30 days in advance of the change and will notify network providers, according to the MCO individual provider agreements, in advance of the change.

Fiscal Impact

This change is anticipated to result in savings of \$31.827 million (\$14.300 million in State funds) in the MA Program in Fiscal Year (FY) 2011-2012, and annualized savings of \$62.826 million (\$28.600 million in State funds) in FY 2012-2013.

Public Comment

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

days will be reviewed and considered for any subsequent revision of the pharmacy benefit package.

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-734. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 11-2065. Filed for public inspection December 2, 2011, 9:00 a.m.]

Pharmacy Prior Authorization

The Department of Public Welfare (Department) announces it will add Antipsychotics to the Medical Assistance (MA) Program's list of services and items requiring prior authorization when designated as preferred on the Department's Preferred Drug List and prescribed for recipients 6 to 18 years of age. The Department currently requires prior authorization of preferred Antipsychotics when prescribed for recipients under 6 years of age and is extending that requirement to include all recipients under 18 years of age.

Section 443.6(b)(7) of the Public Welfare Code (62 P. S. § 443.6(b)(7)) authorizes the Department to add items and services to the list of services requiring prior authorization by publication of notice in the *Pennsylvania Bulletin*.

The Department will phase-in implementation of prior authorization of preferred Antipsychotics and will issue MA Bulletins to providers enrolled in the MA Program specifying each age group of recipients, the effective date of implementation and the procedures for obtaining prior authorization of prescriptions. Phase 1 of implementation will be for preferred Antipsychotics dispensed on or after January 9, 2012, to recipients 6 years of age or older but under 12 years of age. Phase 2 of implementation will be for preferred Antipsychotics dispensed on and after February 13, 2012, to recipients 12 years of age or older but under 16 years of age. Phase 3 will be for preferred Antipsychotics dispensed on and after April 4, 2012, to recipients 16 years of age or older but under 18 years of age.

Fiscal Impact

It is anticipated that this change will result in savings of \$0.717 million (\$0.322 million in State funds) in the MA Outpatient Program in Fiscal Year (FY) 2011-2012. Annualized savings of \$1.098 million (\$0.500 million in State funds) are estimated for FY 2012-2013.

Public Comment

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

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-733. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 11-2066. Filed for public inspection December 2, 2011, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Cash Crop 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 Cash Crop.

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

3. *Play Symbols:* Each Pennsylvania Cash Crop instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play 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), Tractor (TRACTOR) symbol and a Cash (CASH) 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), \$500 (FIV HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$500 and \$1,000. The player can win up to 5 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 7,200,000 tickets will be printed for the Pennsylvania Cash Crop instant lottery game.

7. *Determination of Prize Winners:*

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

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

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

(d) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$50.

(e) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets with a Cash (CASH) symbol in the play area, on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$4.

(k) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$2.

(l) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of \$1.

(m) Holders of tickets with a Tractor (TRACTOR) symbol in the play area, and a prize symbol of FREE (TICKET) appears in the “prize” area under that Tractor (TRACTOR) symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania Cash Crop instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

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

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

	Win	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 7,200,000 Tickets
FREE	FREE \$1 TICKET	10	720,000
\$1 × 2	\$2	33.33	216,000
\$2	\$2	33.33	216,000
\$1 × 4	\$4	200	36,000
\$2 × 2	\$4	200	36,000
(\$1 × 2) + \$2	\$4	200	36,000
\$4	\$4	200	36,000
\$1 × 5	\$5	300	24,000
(\$1 × 3) + \$2	\$5	300	24,000
(\$2 × 2) + \$1	\$5	300	24,000
\$5	\$5	300	24,000
\$2 × 5	\$10	600	12,000
\$5 × 2	\$10	600	12,000
\$10 w/CASH	\$10	200	36,000
\$10	\$10	600	12,000
\$4 × 5	\$20	1,500	4,800
\$5 × 4	\$20	1,500	4,800
\$10 × 2	\$20	1,500	4,800
(\$10 w/CASH) × 2	\$20	1,500	4,800
\$20	\$20	1,500	4,800
\$10 × 4	\$40	3,429	2,100
\$20 × 2	\$40	3,429	2,100
(\$10 w/CASH) × 4	\$40	2,400	3,000
\$40	\$40	3,429	2,100
\$20 × 5	\$100	12,000	600
\$50 × 2	\$100	12,000	600
(\$40 × 2) + (\$10 × 2)	\$100	12,000	600
\$100	\$100	12,000	600
\$100 × 5	\$500	240,000	30
\$500	\$500	240,000	30
\$1,000	\$1,000	240,000	30

Reveal a "CASH" (CASH) symbol, win \$10 instantly.

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

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

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Cash Crop, prize money from winning Pennsylvania Cash Crop 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 Cash Crop instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Pennsylvania Cash Crop or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-2067. Filed for public inspection December 2, 2011, 9:00 a.m.]

Pennsylvania Lucky Hearts '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 Lucky Hearts '11.

2. *Price:* The price of a Pennsylvania Lucky Hearts '11 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Lucky Hearts '11 instant lottery game ticket will contain one play area and a separate "BONUS" area containing two prize symbols. The "BONUS" area is played separately. The play symbols

and their captions located in the play 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), Heart (HEART) symbol, Double Heart (DBLHRT) symbol and a Cupid (CUPID) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the play area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$50,000 (FTY THO). The prize play symbols and their captions located in the "BONUS" area are: \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY) and \$500 (FIV HUN).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$250, \$400, \$500, \$1,000, \$10,000 and \$50,000. The prizes that can be won in the "BONUS" are: \$10, \$15, \$20, \$25, \$50, \$100, \$250 and \$500. A player can win up to 12 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Lucky Hearts '11 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$50,000 (FTY THO) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$10,000 (TEN THO) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets with a Cupid (CUPID) symbol in the play area and a prize symbol of \$40⁰⁰ (FORTY) appears in five of the "PRIZE" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in six of the "PRIZE" areas and a prize symbol of \$500 (FIV HUN) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets with a Cupid (CUPID) symbol in the play area and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the "PRIZE" areas and a prize symbol of \$250 (TWOHUNFTY) appears in two of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets with a Double Heart (DBLHRT) symbol in the play area and a prize symbol of \$250

(TWOHUNFTY) appears in the "PRIZE" area to the right of that Double Heart (DBLHRT) symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets with a Cupid (CUPID) symbol in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the "PRIZE" areas, a prize symbol of \$40⁰⁰ (FORTY) appears in five of the "PRIZE" areas and a prize symbol of \$100 (ONE HUN) appears in two of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets with two \$500 (FIV HUN) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$400 (FOR HUN) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$400.

(k) Holders of tickets with a Cupid (CUPID) symbol in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "PRIZE" areas, and a prize symbol of \$100 (ONE HUN) appears in two of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$400.

(l) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$250 (TWOHUNFTY) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$250.

(m) Holders of tickets with a Cupid (CUPID) symbol in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "PRIZE" areas and a prize symbol of \$25⁰⁰ (TWY FIV) appears in two of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$250.

(n) Holders of tickets with two \$250 (TWOHUNFTY) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$250.

(o) Holders of tickets with a Double Heart (DBLHRT) symbol in the play area and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area to the right of that Double Heart (DBLHRT) symbol, on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets with a Double Heart (DBLHRT) symbol in the play area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "PRIZE" area to the right of that Double Heart (DBLHRT) symbol, on a single ticket, shall be entitled to a prize of \$100.

(r) Holders of tickets with a Cupid (CUPID) symbol in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in six of the "PRIZE" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "PRIZE" areas, and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "PRIZE" areas, on a single ticket, shall be entitled to a prize of \$100.

(s) Holders of tickets with two \$100 (ONE HUN) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$100.

(t) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$50⁰⁰ (FIFTY)

appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$50.

(u) Holders of tickets with a Double Heart (DBLHRT) symbol in the play area and a prize symbol of \$25.⁰⁰ (TWY FIV) appears in the "PRIZE" area to the right of that Double Heart (DBLHRT) symbol, on a single ticket, shall be entitled to a prize of \$50.

(v) Holders of tickets with two \$50.⁰⁰ (FIFTY) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$50.

(w) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$40.⁰⁰ (FORTY) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$40.

(x) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$25.⁰⁰ (TWY FIV) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$25.

(y) Holders of tickets with two \$25.00 (TWY FIV) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$25.

(z) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$20.

(aa) Holders of tickets with two \$20.00 (TWENTY) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$20.

(bb) Holders of tickets with two \$15.⁰⁰ (FIFTN) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$15.

(cc) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$10.

(dd) Holders of tickets with a Double Heart (DBLHRT) symbol in the play area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "PRIZE" area to the right of that Double Heart (DBLHRT) symbol, on a single ticket, shall be entitled to a prize of \$10.

(ee) Holders of tickets with two \$10.00 (TEN DOL) prize play symbols in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$10.

(ff) Holders of tickets with a Heart (HEART) symbol in the play area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "PRIZE" area to the right of that Heart (HEART) symbol, on a single ticket, shall be entitled to a prize of \$5.

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

Reveal a "HEART" (HEART) Symbol,
Win Prize Shown To The Right Of It.
Win With:

\$5
\$5 x 2
\$5 w/DOUBLE HEART
2-\$10's w/BONUS GAME
\$10
\$5 x 4
(\$5 x 2) + \$10
\$10 x 2
(2-\$10's w/BONUS GAME) + \$10
\$20
\$5 x 5
(\$5 w/DOUBLE HEART) + (\$5 x 3)
(\$10 x 2) + \$5
\$20 + \$5
(2-\$15's w/BONUS GAME) + \$10
\$25
(\$5 w/DOUBLE HEART) + (\$5 x 6)
\$10 x 4
\$20 x 2
(2-\$20's w/BONUS GAME) + \$20
\$40
\$5 x 10
\$25 w/DOUBLE HEART
2-\$50's w/BONUS GAME
(2-\$25's w/BONUS GAME) + \$25
\$50
CUPID w/(\$5 x 6) + (\$10 x 5) + \$20
\$10 x 10
\$50 w/DOUBLE HEART
\$25 x 4
\$50 x 2

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets:
\$5	8.57	560,000
\$10	120	40,000
\$10	60	80,000
\$10	75	64,000
\$10	60	80,000
\$20	300	16,000
\$20	300	16,000
\$20	300	16,000
\$20	300	16,000
\$20	200	24,000
\$25	600	8,000
\$25	300	16,000
\$25	300	16,000
\$25	600	8,000
\$25	300	16,000
\$25	300	16,000
\$25	300	16,000
\$40	600	8,000
\$40	600	8,000
\$40	600	8,000
\$40	600	8,000
\$40	600	8,000
\$40	600	8,000
\$50	600	8,000
\$50	600	8,000
\$50	600	8,000
\$50	600	8,000
\$50	300	16,000
\$100	2,000	2,400
\$100	4,800	1,000
\$100	2,400	2,000
\$100	4,800	1,000
\$100	4,800	1,000

Reveal a "HEART" (HEART) Symbol,
Win Prize Shown To The Right Of It.
Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets:
(2-\$50's w/BONUS GAME) + \$50	\$100	2,400	2,000
(2-\$20's w/BONUS GAME) + (\$20 × 4)	\$100	2,308	2,080
\$100	\$100	1,600	3,000
CUPID w/(\$20 × 10) + (\$25 × 2)	\$250	12,000	400
(\$40 × 5) + (\$10 × 5)	\$250	24,000	200
(\$50 w/DOUBLE HEART) + (\$50 × 3)	\$250	12,000	400
(2-\$50's w/BONUS GAME) + (\$50 × 4)	\$250	12,000	400
(2-\$100's w/BONUS GAME) + (\$25 × 6)	\$250	8,000	600
\$250	\$250	8,000	600
CUPID w/(\$20 × 10) + (\$100 × 2)	\$400	40,000	120
\$40 × 10	\$400	120,000	40
(\$50 w/DOUBLE HEART) + (\$50 × 6)	\$400	40,000	120
(2-\$50's w/BONUS GAME) + (\$50 × 7)	\$400	40,000	120
(2-\$100's w/BONUS GAME) + (\$25 × 4) + (\$50 × 4)	\$400	40,000	120
\$100 × 4	\$400	40,000	120
\$400	\$400	40,000	120
CUPID w/(\$20 × 5) + (\$40 × 5) + (\$100 × 2)	\$500	60,000	80
\$50 × 10	\$500	60,000	80
(2-\$50's w/BONUS GAME) + (\$50 × 9)	\$500	60,000	80
\$250 w/DOUBLE HEART	\$500	120,000	40
(2-\$250's w/BONUS GAME) + (\$50 × 5)	\$500	120,000	40
\$250 × 2	\$500	60,000	80
\$500	\$500	60,000	80
CUPID w/(\$50 × 10) + (\$250 × 2)	\$1,000	60,000	80
CUPID w/(\$40 × 5) + (\$50 × 6) + \$500	\$1,000	120,000	40
(\$100 w/DOUBLE HEART) + (\$100 × 8)	\$1,000	60,000	80
\$250 × 4	\$1,000	60,000	80
(2-\$500's w/BONUS GAME) + (\$100 × 5)	\$1,000	120,000	40
\$500 × 2	\$1,000	120,000	40
\$1,000	\$1,000	120,000	40
\$1,000 × 10	\$10,000	960,000	5
\$10,000	\$10,000	960,000	5
\$50,000	\$50,000	480,000	10

Reveal a "DOUBLE HEART" (DBLHRT) symbol, win double the prize shown to the right of it.
Reveal a "CUPID" (CUPID) symbol, win all 12 prizes shown.
BONUS GAME: Get two like amounts, win that amount! Bonus played separately.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Lucky Hearts '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).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Lucky Hearts '11, prize money from winning Pennsylvania Lucky Hearts '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 Lucky Hearts '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.

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

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

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-2068. Filed for public inspection December 2, 2011, 9:00 a.m.]

Pennsylvania Solid Gold '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 Solid Gold '11.

2. *Price:* The price of a Pennsylvania Solid Gold '11 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Solid Gold '11 instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWININ), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Gold (GOLD) symbol, 10X (10X) symbol and Stack of Coins (COINS) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the play area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$250, \$500, \$1,000, \$10,000 and \$100,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,560,000 tickets will be printed for the Pennsylvania Solid Gold '11 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$10,000 (TEN THO) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets with a 10X (10X) symbol in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under that 10X (10X) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets with a Gold (GOLD) symbol in the play area and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the "Prize" areas and a prize symbol of \$100 (ONE HUN) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets with a 10X (10X) symbol in the play area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area under that 10X (10X) symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets with a Gold (GOLD) symbol in the play area and a prize symbol of \$25⁰⁰ (TWY FIV) appears in ten of the "Prize" areas and a prize symbol of

\$50⁰⁰ (FIFTY) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$250 (TWOHUNFTY) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$250.

(j) Holders of tickets with a 10X (10X) symbol in the play area and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "Prize" area under that 10X (10X) symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets with a Gold (GOLD) symbol in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the "Prize" areas, a prize symbol of \$25⁰⁰ (TWY FIV) appears in four 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 \$250.

(l) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets with a 10X (10X) symbol in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under that 10X (10X) symbol, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets with a Gold (GOLD) symbol in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets with a 10X (10X) symbol in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under that 10X (10X) symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$40⁰⁰ (FORTY) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$25.

(s) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$20.

(t) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets with a Stack of Coins (COINS) symbol in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under that Stack of Coins (COINS) symbol, on a single ticket, shall be entitled to a prize of \$5.

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>Reveal A "STACK OF COINS" (COINS) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,560,000 Tickets:</i>
\$5	\$5	8.57	1,232,000
\$5 × 2	\$10	33.33	316,800
\$10	\$10	40	264,000
(\$5 × 2) + \$10	\$20	200	52,800
\$5 × 4	\$20	200	52,800
\$10 × 2	\$20	300	35,200
\$20	\$20	200	52,800
\$5 + \$20	\$25	200	52,800
\$5 × 5	\$25	200	52,800
(\$10 × 2) + \$5	\$25	300	35,200
\$25	\$25	300	35,200
(\$5 × 4) + (\$10 × 2)	\$40	600	17,600
\$5 × 8	\$40	600	17,600
\$10 × 4	\$40	600	17,600
\$20 × 2	\$40	600	17,600
\$40	\$40	600	17,600
\$5 w/10X	\$50	600	17,600
\$10 × 5	\$50	600	17,600
\$25 × 2	\$50	600	17,600
\$5 + \$20 + \$25	\$50	600	17,600
\$50	\$50	600	17,600
GOLD w/(\$5 × 10) + (\$10 × 5)	\$100	1,714	6,160
\$10 w/10X	\$100	1,263	8,360
(\$5 w/10X) × 2	\$100	1,263	8,360
\$10 × 10	\$100	2,400	4,400
\$25 × 4	\$100	2,400	4,400
\$50 × 2	\$100	2,400	4,400
\$100	\$100	2,400	4,400
GOLD w/(\$10 × 10) + (\$25 × 4) + \$50	\$250	6,667	1,584
(\$10 w/10X) × 2 + \$50	\$250	7,500	1,408
\$25 × 10	\$250	12,000	880
\$50 × 5	\$250	12,000	880
(\$100 × 2) + \$50	\$250	12,000	880
\$250	\$250	7,500	1,408
GOLD w/(\$25 × 10) + (\$50 × 5)	\$500	40,000	264
(\$25 w/10X) × 2	\$500	30,000	352
(\$5 w/10X) × 10	\$500	30,000	352
\$100 × 5	\$500	40,000	264
\$250 × 2	\$500	40,000	264
\$500	\$500	40,000	264
GOLD w/(\$50 × 10) + (\$100 × 5)	\$1,000	60,000	176
(\$10 w/10X) × 10	\$1,000	60,000	176
(\$50 w/10X) × 2	\$1,000	120,000	88
\$100 × 10	\$1,000	60,000	176
\$250 × 4	\$1,000	120,000	88
\$500 × 2	\$1,000	120,000	88
\$1,000	\$1,000	120,000	88
\$1,000 w/10X	\$10,000	754,286	14
\$10,000	\$10,000	1,320,000	8
\$100,000	\$100,000	1,056,000	10

Reveal a "10X" (10X) symbol, win 10 times the prize shown under it.
Reveal a "GOLD" (GOLD) symbol, win all 15 prizes shown.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Solid Gold '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).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Solid Gold '11, prize money from winning Pennsylvania Solid Gold '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 Solid Gold '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.

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

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

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-2069. Filed for public inspection December 2, 2011, 9:00 a.m.]

Pennsylvania Spicy Hot 6s 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 Spicy Hot 6s.

2. *Price:* The price of a Pennsylvania Spicy Hot 6s instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Spicy Hot 6s instant lottery game ticket will contain one play area. The play symbols and their captions located in the play area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 6 (SIX) symbol and a Pepper (PEPPER) symbol.

4. *Prize Symbols:* The prize symbols and their captions are: \$1.⁰⁰ (ONEDOL), \$2.⁰⁰ (TWO DOL), \$3.⁰⁰ (THR DOL), \$4.⁰⁰ (FORDOL), \$5.⁰⁰ (FIV DOL), \$6.⁰⁰ (SIX DOL), \$10.⁰⁰ (TENDOL), \$20.⁰⁰ (TWENTY), \$40.⁰⁰ (FORTY), \$50.⁰⁰ (FIFTY), \$60.⁰⁰ (SIXTY), \$100 (ONEHUN), \$400 (FORHUN), \$600 (SIX HUN), \$1,000 (ONE THO) and \$26,000 (TWYSIXTHO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$3, \$4, \$5, \$6, \$10, \$20, \$40, \$50, \$60, \$100, \$400, \$600, \$1,000 and \$26,000. A player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 11,040,000 tickets will be printed for the Pennsylvania Spicy Hot 6s instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$26,000 (TWYSIXTHO) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$26,000.

(b) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$600 (SIX HUN) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$600.

(d) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$60.⁰⁰ (SIXTY) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$60.

(g) Holders of tickets with a Pepper (PEPPER) symbol in the play area, on a single ticket, shall be entitled to a prize of \$60.

(h) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$50.⁰⁰ (FIFTY) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$40.⁰⁰ (FORTY) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$6.⁰⁰ (SIX DOL) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$6.

(m) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$3⁰⁰ (THR DOL) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$3.

(p) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in

the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets with a 6 (SIX) symbol in the play area and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the "Prize" area to the right of that 6 (SIX) symbol, on a single ticket, shall be entitled to a prize of \$1.

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

Reveal a "6" (SIX) Symbol,
Win Prize Shown To The
Right Of That Symbol.
Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 11,040,000 Tickets:
\$2	\$2	9.38	1,177,600
\$1 x 4	\$4	75	147,200
\$4	\$4	75	147,200
\$1 x 5	\$5	500	22,080
\$5	\$5	500	22,080
\$1 x 6	\$6	50	220,800
\$3 x 2	\$6	50	220,800
\$6	\$6	50	220,800
\$1 x 10	\$10	1,500	7,360
\$2 x 5	\$10	750	14,720
\$5 x 2	\$10	750	14,720
\$6 + \$4	\$10	750	14,720
\$10	\$10	250	44,160
\$2 x 10	\$20	750	14,720
\$5 x 4	\$20	1,500	7,360
(\$6 x 3) + \$2	\$20	750	14,720
\$10 x 2	\$20	750	14,720
\$20	\$20	750	14,720
\$4 x 10	\$40	3,000	3,680
(\$6 x 5) + \$10	\$40	3,000	3,680
\$20 x 2	\$40	3,000	3,680
\$40	\$40	3,000	3,680
\$6 x 10	\$60	2,000	5,520
\$20 x 3	\$60	2,000	5,520
\$60 w/PEPPER	\$60	800	13,800
\$60	\$60	2,400	4,600
\$10 x 10	\$100	13,333	828
\$20 x 5	\$100	13,333	828
\$50 x 2	\$100	15,000	736
\$60 w/PEPPER + \$40	\$100	7,500	1,472
\$100	\$100	15,000	736
\$40 x 10	\$400	120,000	92
\$100 x 4	\$400	120,000	92
(\$60 w/PEPPER x 6) + \$40	\$400	60,000	184
\$400	\$400	120,000	92
\$100 x 6	\$600	60,000	184
\$60 w/PEPPER x 10	\$600	20,000	552
\$600	\$600	60,000	184
\$1,000	\$1,000	60,000	184
\$26,000	\$26,000	552,000	20

Reveal a "PEPPER" (PEPPER) symbol, win \$60 automatically.

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

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Spicy Hot 6s instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Spicy Hot 6s, prize money from winning Pennsylvania Spicy Hot 6s 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 Spicy Hot 6s instant lottery game, the right of a ticket holder to claim the prize represented by

the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Spicy Hot 6s or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-2070. Filed for public inspection December 2, 2011, 9:00 a.m.]

Pennsylvania Winner Take All Millionaire Edition Instant Lottery Game

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

1. *Name:* The name of the game is Pennsylvania Winner Take All Millionaire Edition.

2. *Price:* The price of a Pennsylvania Winner Take All Millionaire Edition instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania Winner Take All Millionaire Edition instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and a “WINNER TAKE ALL NUMBER” area. The play symbols and their captions located in the “WINNING NUMBERS” and the “WINNER TAKE ALL NUMBER” areas 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 (TWTWO), 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 (TWTWO), 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), Cash (CASH) symbol and a \$100 Box (WIN100) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE

HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$25, \$30, \$40, \$50, \$100, \$250, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. A player can win up to 20 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Winner Take All Millionaire Edition instant lottery game.

7. 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 in the “prize” area 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 in the “prize” area 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 \$10,000 (TEN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNER TAKE ALL NUMBER” play symbol, and a prize symbol of \$500 (FIV HUN) appears in all twenty of the “prize” areas, on a single ticket, shall be entitled to a prize of \$10,000.

(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 in the “prize” area 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 Cash (CASH) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the Cash (CASH) symbol, 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 the “WINNER TAKE ALL NUMBER” play symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in all twenty of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, 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 Cash (CASH) symbol, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under the Cash (CASH) symbol, 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 the “WINNER TAKE ALL NUMBER” play symbol, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in all twenty of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(k) 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 in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$250.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNER TAKE ALL NUMBER” play symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in fifteen of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas, on a single ticket, shall be entitled to a prize of \$250.

(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 \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$100 Box (WIN100) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the \$100 Box (WIN100) symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$50.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under the

matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$40.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$30.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$30.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$25.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$20.

(aa) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(bb) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under the Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$10.

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 Any Of Your Numbers Match Any Of The Winning Numbers, Win Prize Shown Under The Matching Number.

Win With:
 \$10 × 2
 (\$10 w/CASH) × 2
 \$20 w/CASH

Win:
 \$20
 \$20
 \$20

Approximate Odds Are 1 In:
 30
 15
 30

Approximate No. Of Winners Per 4,800,000 Tickets:
 160,000
 320,000
 160,000

When Any Of Your Numbers
Match Any Of The Winning
Numbers, Win Prize Shown
Under The Matching Number.
Win With:

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets:
\$20	\$20	30
\$25 w/CASH	\$25	50
\$25	\$25	50
\$30 w/CASH	\$30	50
\$30	\$30	75
\$10 × 4	\$40	300
\$20 × 2	\$40	300
(\$20 w/CASH) × 2	\$40	300
\$40 w/CASH	\$40	300
\$40	\$40	300
\$10 × 5	\$50	300
\$25 × 2	\$50	300
(\$20 × 2) + \$10	\$50	300
\$50 w/CASH	\$50	300
\$50	\$50	300
\$10 × 10	\$100	150
\$20 × 5	\$100	300
\$100 w/\$100 BOX	\$100	150
(\$50 w/CASH) × 2	\$100	150
\$100	\$100	300
WINNER TAKE ALL MATCH w/(\$10 × 15) + (\$20 × 5)	\$250	800
\$25 × 10	\$250	800
\$50 × 5	\$250	1,500
(((\$100 w/\$100 BOX) × 2) + \$50	\$250	1,200
(\$25 w/CASH) × 10	\$250	960
\$250 w/CASH	\$250	960
\$250	\$250	1,500
WINNER TAKE ALL MATCH w/(\$25 × 20)	\$500	2,400
\$100 × 5	\$500	3,000
(\$25 × 10) + (\$50 × 5)	\$500	3,000
\$50 × 10	\$500	3,000
(\$100 × 2) + \$50 + \$250	\$500	1,714
(\$100 w/\$100 BOX) × 5	\$500	3,000
(((\$50 w/CASH) × 6) + ((\$40 w/CASH) × 5)	\$500	3,000
\$500 w/CASH	\$500	2,400
\$500	\$500	3,000
WINNER TAKE ALL MATCH w/(\$50 × 20)	\$1,000	6,667
(\$100 × 2) + \$50 + \$250 + \$500	\$1,000	7,500
(\$50 × 10) + (\$100 × 5)	\$1,000	12,000
\$250 × 4	\$1,000	10,000
\$500 × 2	\$1,000	12,000
(\$100 w/\$100 BOX) × 10	\$1,000	10,000
(\$100 w/CASH) × 10	\$1,000	6,667
\$1,000 w/CASH	\$1,000	7,500
\$1,000	\$1,000	12,000
WINNER TAKE ALL MATCH w/(\$500 × 20)	\$10,000	200,000
\$10,000	\$10,000	200,000
\$100,000	\$100,000	600,000
\$1,000,000	\$1,000,000	1,200,000

Reveal a "CASH" (CASH) symbol, win the prize shown under it automatically.

Reveal a "\$100 BOX" (WIN100) symbol, win \$100.

When any of Your Numbers match the Winner Take All Number, win all 20 prizes shown.

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

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

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

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

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

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Winner Take All Millionaire Edition or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-2071. Filed for public inspection December 2, 2011, 9:00 a.m.]

DEPARTMENT OF STATE

Corporation Bureau Advisory Committee Meeting Rescheduled

The Corporation Bureau Advisory Committee (Committee), under 15 Pa.C.S. § 155(c) (relating to disposition of funds), has scheduled a meeting for Monday, December 12, 2011, at 11 a.m. for discussion of the Corporation Bureau's budget. The meeting will be held in Room 303/304, Executive Office Conference Room, Department of State, North Office Building, 3rd Floor, Harrisburg, PA 17120. The public is invited to attend. Persons who need accommodation due to a disability and wish to attend the meetings should contact Barbara Kennedy at (717) 783-9210 so that arrangements can be made.

CAROL AICHELE,
Secretary

[Pa.B. Doc. No. 11-2072. Filed for public inspection December 2, 2011, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding Berks County

Under section 2002(b) of The Administrative Code of 1929 (71 P.S. § 512(b)), the Director of the Bureau of Project Delivery as delegated by the Secretary of Transportation makes the following written finding:

The Department of Transportation (Department) plans to replace the Brown's Bridge (SR 1026, Section 01B), which crosses the Pine Creek in Pike Township, Berks County.

In accordance with section 2002 of The Administrative Code of 1929 establishing the Department, a Level 1B Environmental Documentation (ED) has been prepared to obtain environmental clearance for the removal of the Centennial Bridge, which is available in the CE/EA Expert System.

Two Section 2002 resources are identified in the project area. Brown's Bridge, which is not listed on the National Register of Historic Places (NRHP), and the Northern Oley Valley Historic District, which is listed as eligible for the NRHP. Brown's Bridge is considered a contributing element to the District. The removal of Brown's Bridge will have an adverse effect on the Northern Oley Valley Historic District. In addition to the replacement of Brown's Bridge, this project includes adjustment of the approach roadway alignment to improve the geometry of the curve and provide a smoother transition across the bridge. A Level 1B ED has been prepared to obtain environmental clearance for the replacement of the Brown's Bridge, SR 1026 over Pine Creek. This ED takes into account all environmental features and the proposed engineering features incorporated into the proposed action.

BRIAN G. THOMPSON, P. E.,
Director
Bureau of Project Delivery

[Pa.B. Doc. No. 11-2073. Filed for public inspection December 2, 2011, 9:00 a.m.]

FISH AND BOAT COMMISSION

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined consistent with 58 Pa. Code § 71.7(e)(3) to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following application to stock triploid grass carp in waters having a surface area of greater than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Lake Macham Association	Lake Macham	Athens Township Bradford County	48 acre lake which discharges into Wolcott Creek and eventually the Susquehanna River	Elodea Canadensis Myriophyllum spicatum Potamogeton crispus

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 11-2074. Filed for public inspection December 2, 2011, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, November 17, 2011, and announced the following:

Action Taken—Regulation Approved:

Pennsylvania Public Utility Commission #57-271: Utilities; Service Outage Response and Restoration Practices (amends 52 Pa. Code Chapters 57, 59, 65 and 67)

Action Taken—Regulation Disapproved: November 3, 2011 Public Meeting

Pennsylvania Public Utility Commission #57-269: Natural Gas Distribution Companies and the Promotion of Competitive Retail Markets (establishes 52 Pa. Code §§ 62.221 to 62.225)

Approval Order

Public Meeting held
November 17, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—
Utilities; Service Outage Response
and Restoration Practices;
Regulation No. 57-271 (#2822)*

On February 18, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapters 57, 59, 65 and 67. The proposed regulation was published in the March 6, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 11, 2011.

This final-form rulemaking amends existing regulations regarding reporting requirements for service outages and reportable incidents of jurisdictional utilities.

We have determined this regulation is consistent with the statutory authority of the Pennsylvania Public Utility Commission (66 Pa.C.S. §§ 501(a), 504, 505, 506, 1508, 2205(a), 2807(a) and 3019(b)) and the intention of the General Assembly. Having considered all of the other

criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Disapproval Order

Public Meeting Held
November 3, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson, recused; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—
Natural Gas Distribution Companies and the Promotion
of Competitive Retail Markets;
Regulation No. 57-269 (#2772)*

On June 26, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking establishes 52 Pa. Code §§ 62.221 to 62.225. The proposed regulation was published in the July 11, 2009, *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on June 24, 2011. At its August 25, 2011 public meeting, the Commission voted to disapprove the final-form regulation. On October 13, 2011, the PUC resubmitted the regulation under Section 7(b) of the Regulatory Review Act, exercising the option to resubmit its regulation without revision but with a report responding to our disapproval order.

This final-form regulation is intended to foster more competition for gas customers as envisioned in the Natural Gas Choice and Competition Act of 1999 (Act) (66 Pa.C.S. §§ 2201—2212). The regulation establishes a mechanism for the local Natural Gas Distribution Company (NGDC) to reallocate costs and develop a “Price To Compare” (PTC) so that customers can compare gas prices between their NGDC and competitive Natural Gas Suppliers. The regulation directs the NGDC to file a revenue neutral reallocation of costs with the PUC for an on-the-record proceeding to determine the NGDC’s PTC after this regulation takes effect. The regulation also establishes rules for Purchase of Receivables Programs and other provisions relating to release, assignment or transfer of capacity.

In our August 25, 2011 disapproval order, we found that the final-form regulation at 52 Pa. Code § 62.223 (relating to PTC), did not meet the criteria of legislative intent and adverse effects on competition. 71 P.S. §§ 745.5b(a) and (b)(1)(i).

The Act addresses Supplier Of Last Resort (SOLR) at 66 Pa.C.S.A. § 2207(a), which states:

(a) Supplier of Last Resort.—

(1) After the effective date of this chapter, the natural gas distribution company shall serve as the supplier of last resort for residential, small commercial, small industrial and essential human needs customers and any other customer classes determined by the commission in the natural gas distribution company's restructuring proceeding until such time as the commission, pursuant to this section, approves an alternative supplier or suppliers to provide such services to any or all of the natural gas distribution company's customers.

(2) For purposes of this section, a supplier of last resort is a natural gas distribution company or natural gas supplier which is designated by the commission to provide natural gas supply service with respect to one or more of the following services:

(i) natural gas supply services to those *customers who have not chosen an alternative natural gas supplier or who choose to be served by their supplier of last resort*;

(ii) natural gas supply services to those *customers who are refused supply service from a natural gas supplier*; or

(iii) natural gas supply services to those *customers whose natural gas supplier has failed to deliver its requirements*.

No customer shall have more than one supplier of last resort designated for any of the services set forth in this paragraph. (Emphasis added.)

In addition, the Act states that the PUC must "require that restructuring of the natural gas industry be implemented in a manner that does not unreasonably discriminate against one customer class for the benefit of another." 66 Pa.C.S.A. § 2203(5).

Our findings were based on three points in the statute. First, a SOLR must perform its function for both shopping and non-shopping customers within the service territory of the NGDC. 66 Pa.C.S.A. §§ 2207(a)(2)(i), (ii) and (iii). Second, SOLR is a singular and unique function assigned to only one entity for the customer. 66 Pa.C.S.A. § 2207(a)(2). Third, the statute also protects against cross-subsidization between customer classes.

Based on these statutory provisions, on page 2 of our comments on the proposed regulation we stated:

... it is not clear how the regulation protects against cross-subsidization between shopping and non-shopping customers in general, and particularly in regard to the supplier of last resort... the PUC should explain how the provisions... will properly separate costs in compliance with 66 Pa.C.S.A. § 2203(5) which protects customers from unreasonable discrimination against one customer class for the benefit of another.

Also, citing 66 Pa.C.S.A. § 2207, we stated on page 6 of our comments:

It is not clear in the regulation that all customers will share in the cost of a SOLR, even though a SOLR would have to be available to most customers. The PUC should explain how this proposed regulation will insure that procurement costs for SOLR are distributed equitably among all customers who may have to rely on a SOLR.

On pages 15 to 25 of the PUC's Order approving the the June 24, 2011 final-form submittal, recognizing the

dissenting opinions of PUC Commissioners Gardner and Christy, the PUC outlined the positions of the commentators and expressed the intent to include SOLR costs in the PTC.

By including SOLR costs in the PTC, non-shopping customers will incur the cost of the SOLR. However, the PUC will establish that the class of customers who shop and use the alternative services of the NGS will not be subject to the PTC costs and, therefore, would not share in the unique cost burden of the SOLR. Again, 66 Pa.C.S.A. § 2207(a)(2) specifies SOLR is for the services of both shopping and non-shopping customers, and it further provides that there will be only one SOLR designated for these services. Also, the statute protects against cross-subsidization. 66 Pa.C.S.A. § 2203(5). As such, based on the statute, we found that the intent of the PUC to include SOLR costs in the PTC was contrary to the statute at 66 Pa.C.S.A. § 2207(a) and § 2203(5).

As required by the criterion at 71 P.S. § 745.5b(b)(1)(ii), we considered whether this regulation was in the public interest. In making that determination, we had to consider whether the regulation would cause "adverse effects on prices of goods and services... or competition." Pages 22 to 23 of the PUC's Order contemplated designating an alternative SOLR if rates do not support the costs of the NGDC's SOLR function. We found this point instructive. If the PUC did designate a third party alternate SOLR under 66 Pa.C.S.A. § 2207(a), the PTC for the NGDC would be lowered. However, in the absence of an alternate SOLR, the inclusion of SOLR in the NGDC's PTC pushes the PTC higher. With that higher PTC, the NGS may compete with the higher PTC, rather than offer the rate paying customer the lowest price of gas the NGS can offer from the market. By including SOLR in the PTC, there may be more competitive NGS offers, but we questioned whether the rate paying customer would receive the full benefit of market based competition. We asked the PUC to explain how inclusion of SOLR costs in the NGDC's PTC would not violate the criterion at 71 P.S. § 745.5b(b)(1)(ii).

Finally, we also questioned if the PUC's determination to include SOLR costs in the PTC in the order accompanying the regulation was premature. Under the final-form regulation (52 Pa. Code § 62.223(b)), "An NGDC shall file a tariff change under 66 Pa.C.S. § 1308(a)... to identify the natural gas procurement costs included in its base rate and shall propose tariff revisions designed to remove those costs from its base rate and to recover those annual costs as part of the PTC (the GPC portion) on a revenue neutral basis." Also, the PUC's Order at Paragraph 7 directs "that NGDCs shall file, within 90 days of the effective date of these regulations, the tariff revisions required by Section 62.223... in accordance with a filing schedule to be issued by the Commission [PUC]." The PUC would soon have a filing under § 1308(a) that will present a full record of the magnitude and effect of many costs on the PTC for each individual NGDC. With all due respect to the positions expressed in the PUC's Order, dissenting opinions and the extensive public comments filed on this regulation, we questioned why the PUC would not defer judgment on PTC issues until quantifiable facts are presented in the NGDC's § 1308(a) proceedings.

The PUC responded to our disapproval by resubmitting the regulation under Section 7(b) of the Regulatory Review Act, exercising the option to resubmit its regulation without revision and submit a report responding to our disapproval order. In regard to concerns with cross-

subsidization of customer classes that we raised in our order, the PUC states that we may have “overlooked the fact that the SOLR costs that are incurred on behalf of both shopping and non-shopping customers are not included in the PTC.” The PUC states that it has removed NGDC SOLR costs related to storage and transportation capacity procurement costs from the PTC. The PUC concludes that there is no unreasonable discrimination or cross-subsidization of SOLR costs by non-shopping customers. The PUC states that it appreciates our suggestion to consider PTC costs in the rate filings that will follow implementation of the regulation, and on the basis of specific facts, the PUC can ensure there is no unreasonable discrimination or cross-subsidization.

We received four public comments on the resubmitted final-form regulation by the Office of Consumer Advocate, the Energy Association of Pennsylvania, a joint comment filed by Columbia Gas of Pennsylvania and National Fuel Gas, and PECO Energy Company. All of these comments contradict the PUC’s position. Consistent with their respective positions throughout this proceeding, the commentators restate that no SOLR costs should be in the PTC. We find these public comments persuasive that the

implementation of this regulation as envisioned by the PUC would inappropriately include SOLR costs in the PTC. Therefore, we reaffirm our finding from the August 25, 2011 public meeting and subsequent disapproval order.

We have determined this regulation is not consistent with the statutory authority of the PUC (66 Pa.C.S. §§ 2204(a)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is not in the public interest.

By Order of the Commission:

The regulation #57-269 (IRRC #2772) from the Pennsylvania Public Utility Commission: Natural Gas Distribution Companies and the Promotion of Competitive Retail Markets was disapproved on November 3, 2011.

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-2075. Filed for public inspection December 2, 2011, 9:00 a.m.]

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-4320	State Board of Chiropractic Licensure by Reciprocity 41 Pa.B. 4958 (September 17, 2011)	10/17/11	11/16/11
16A-4624	State Board of Dentistry Expanded Function Dental Assistant Scope of Practice and Continuing Education 41 Pa.B. 4960 (September 17, 2011)	10/17/11	11/16/11
16A-6514	State Board of Physical Therapy Act 38 of 2008 Amendments 41 Pa.B. 4962 (September 17, 2011)	10/17/11	11/16/11

State Board of Chiropractic Regulation #16A-4320 (IRRC #2907)

Licensure by Reciprocity

November 16, 2011

We submit for your consideration the following comments on the proposed rulemaking published in the September 17, 2011 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P. S. § 745.5b). Section 5.1(a) of the RRA (71 P. S. § 745.5a(a)) directs the State Board of Chiropractic (Board) to respond to all comments received from us or any other source.

1. Whether the regulation is consistent with the intent of the General Assembly.

Section 504 of the Chiropractic Practice Act (Act) (63 P. S. § 625.504) allows the Board to grant licenses with-

out further examination to individuals from other states and provinces of Canada if all of the following conditions are met:

- The standards for licensing in such states or provinces are substantially the same as those provided in the Act.
- Similar privileges are accorded persons licensed in this Commonwealth.
- The applicants hold valid licenses.
- The applicable rules and regulations prescribed by the Board are complied with.

According to the Preamble of this proposal, the purpose of this rulemaking is to amend the Board’s existing regulations concerning licensure by reciprocity to base the determination upon standards for licensure at the time of graduation from chiropractic school and first licensure, rather than the current standards.

We are concerned that basing reciprocity determinations on anything other than current standards is inconsistent with Section 504 of the Act and the intent of the General Assembly. As noted above, one of the conditions that must be met in order for a reciprocal license to be granted is, "The standards for licensing in such state or provinces are substantially the same as those provided in this act." 63 P. S. § 625.504(1). (Emphasis added.) In the Preamble to the final-form regulation, we ask the Board to explain how this proposal is consistent with the intent of the General Assembly and the requirement that the standards for licensing in other states or provinces is the same as standards currently found in the Act.

2. Need for the regulation.

According to the Regulatory Analysis Form submitted with the rulemaking, on average, a "few dozen" chiropractors apply for licensure by reciprocity each year. How many of these applicants are denied licensure because of the Board's existing regulations? We believe further explanation of the need for the regulation is required.

3. Determining whether the regulation is in the public interest.

Section 5.2 of the RRA directs this Commission to determine whether a regulation is in the public interest. 71 P. S. § 745.5b. When making this determination, the Commission considers criteria such as economic or fiscal impact and reasonableness. The Commission also considers the information a promulgating agency is required to provide under § 745.5(a) in the regulatory analysis form (RAF).

The information provided in Question #25 of the RAF submitted with this rulemaking is not sufficient to allow this Commission to determine if the regulation is in the public interest. Of particular interest is how this regulation compares to other states. When this rulemaking is returned in final-form, we ask the Board to provide an analysis of how other states address licensure by reciprocity. Without this information, we cannot determine if this proposed regulation is in the public interest.

4. Section 5.13. Licensure by reciprocity.—Implementation procedures; Clarity.

Subsection (a)(3)

This subsection requires applicants for licensure by reciprocity to have passing scores on certain parts of the National Board Examination (NBE). Subparagraph (a)(3)(i) requires applicants that graduated from chiropractic college after January 1, 1968 to pass Parts I and II of the NBE. Subparagraph (a)(3)(ii) requires applicants that graduated from chiropractic college after December 27, 1991, or first practiced after that date to pass Part III of the NBE. Subparagraph (a)(3)(iii) requires applicants that graduated from chiropractic college after May 23, 1997, or were first licensed to practice after that date to pass Part IV of the NBE. Would applicants that apply under Subparagraph (a)(3)(ii) have to pass Parts I and II of the NBE? Similarly, would applicants that apply under Subparagraph (a)(3)(iii) have to pass Parts I, II and III of the NBE? This should be clarified in the final-form regulation.

Subsection (a)(5)

This subsection requires applicants to present evidence that they have engaged in "active clinical practice." The House Professional Licensure Committee submitted comments seeking clarification on what is meant by this phrase and whether it includes part-time practice. We

agree that the phrase lacks clarity and suggest that it be defined in the final-form regulation.

Subsection (a)(6)

Under this subsection, applicants must present evidence of a passing score on the Pennsylvania Chiropractic Law Examination. We note that the Board's website includes a notice that the Pennsylvania Chiropractic Law Examination is no longer required. Applicants for licensure must instead complete an application that includes a page entitled "Pennsylvania Chiropractic Legal Review" to demonstrate to the Board that they are aware of the Board's rules and regulations and the Act. If this exam is no longer required, we suggest that this subsection be amended accordingly. We also suggest that other sections of the Board's regulations that reference the Pennsylvania Chiropractic Law Examination be amended.

Subsection (c)

This subsection states that an "applicant's verification" will satisfy the requirement that the applicant present evidence of experience required by Subsection (a)(5). How can an applicant satisfy this requirement? Is there a form that must be completed? This should be clarified in the final-form regulation.

State Board of Dentistry Regulation #16A-4624 (IRRC #2908)

Expanded Function Dental Assistant Scope of Practice and Continuing Education

November 16, 2011

We submit for your consideration the following comments on the proposed rulemaking published in the September 17, 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 Dentistry (Board) to respond to all comments received from us or any other source.

1. Section 33.205a. Practice as an expanded function dental assistant.—Clarity; Implementation procedures.

The regulation amends this section to include additional dental procedures that expanded function dental assistants (EFDAs) are permitted to and restricted from performing, in accordance with changes made to the Dental Law through Act 19 of 2010 (Act).

Subsection (a)

Subsection (a)(1)(viii) permits EFDAs to perform "coronal polishing." A commentator questions whether this type of polishing would also include air polishing. To improve clarity, we recommend that the final-form regulation define "coronal polishing."

Subsection (b)

Subsection (b) provides a list of restricted EFDA practices. Two commentators recommend that this subsection also include language to prohibit EFDA performance of additional dental procedures, including periodontal instrumentation and "prophylaxis, scaling (supragingival and subgingival), as it pertains to the practice of dental hygiene, root planning or periodontal probing." The Pennsylvania Association of Dental Hygienists points out that these latter functions fall under the scope of practice of dental hygienists.

We recognize that the Act explicitly states the procedures EFDAs cannot practice. Are the additional restrictions proposed by commentators consistent with those contained in the Act? If so, has the Board considered including them in the regulation?

2. Section 33.402. Continuing education subject areas.—Fiscal impact; Reasonableness; Need; Implementation procedures.

Subsection (g) adds a new continuing education requirement for EFDAs. Specifically, Subsection (g) requires EFDAs to complete three of 10 continuing education hours in coronal polishing. We raise six issues.

First, some commentators object to the imposition of this requirement, and suggest that given the level of training and education EFDAs already receive, this requirement is unnecessary. The Board should explain not only the need for EFDAs to complete continuing education in this subject matter, but also how the Board determined that 3 hours was an appropriate amount of training.

Second, Subsection (g)(1) states that EFDAs certified by March 31, 2011 must complete this new requirement during the biennial renewal period of April 1, 2011 to March 31, 2013. Several commentators assert that many EFDAs certified by this date already received coronal polishing training once the Act became effective. The House Professional Licensure Committee (HPLC) questions whether the Board would accept training hours in coronal polishing completed prior to April 1, 2011. We agree with the HPLC and commentators, and ask the Board to clarify whether coronal polishing training received by certified EFDAs prior to this period would satisfy this requirement.

Third, are there existing certified EFDAs who would not have completed coronal polishing training? If so, in order to accommodate these EFDAs, we recommend that instead of applying the current biennial renewal period, that the final-form regulation allow EFDAs certified by March 31, 2011 to complete their coronal polishing continuing education hours prior to March 31, 2013.

Fourth, two individual commentators question whether there are enough existing coronal polishing training providers to allow existing EFDAs to meet the March 31, 2013 deadline. The Board should clarify this issue.

Fifth, Subsection (g)(2) establishes that EFDAs certified after March 31, 2011 may complete their coronal polishing continuing education during the first complete biennial renewal period after their certification is granted. However, many EFDAs certified after this date will already have received this training as part of their formal education. As a result, the Pennsylvania Dental Association (PDA) indicates this subsection is unnecessary and should be removed. In the alternative, PDA recommends imposing this requirement only on those EFDAs who graduate from accredited EFDA programs during this current biennial renewal period. Has the Board considered this option?

Finally, the Board indicates that implementation of this regulation will not impose costs on the regulated community. (Regulatory Analysis Form #17). However, Subsection (g)(3) states that EFDAs may not complete their coronal polishing continuing education hours online or through distance education. Do accredited schools and

providers offer this training at no cost to certified EFDAs? The Board should provide further explanation of the potential fiscal impact that may result from this new continuing education requirement.

**State Board of Physical Therapy
Regulation #16A-6514 (IRRC #2910)**

Act 38 of 2008 Amendments

November 16, 2011

We submit for your consideration the following comments on the proposed rulemaking published in the September 17, 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 Physical Therapy (Board) to respond to all comments received from us or any other source.

1. House Professional Licensure Committee Comments.

The House Professional Licensure Committee (HPLC), in a letter dated October 26, 2011, submitted the following comments:

- The HPLC brings to the Board's attention that proposed Regulation 16A-6514 was published in the *Pennsylvania Bulletin* on September 17, 2011, approximately 2 years and 11 months past the 90 days from the effective date of the Act of July 4, 2008, (P. L. 293, No. 38).

- The HPLC questions the Board's statutory authority to include physical therapy assistant students in § 40.171(c) which relates to supervision ratio, since Act 38 of 2008 specifically limits the ratio to one physical therapist supervising no more than three physical therapist assistants.

We will review the Board's responses to these HPLC comments as part of our determination of whether the final-form regulation is in the public interest.

2. Economic Impact of the regulation.

In response to Regulatory Analysis Form (RAF) Question 17, the Board acknowledges that the regulated community will experience an increase in costs in relation to the requirements for continuing education and professional liability insurance. The Board also expects an increase in costs in approving additional continuing education programs and auditing in the response to RAF Question 19. We agree there will be costs associated with compliance.

However, the Board did not include any cost estimates associated with implementation and compliance in the response to RAF Questions 17, 19, 20 or 21. We recommend that the Board amend these responses to provide dollar estimates so that we can fully evaluate whether the final-form regulation is in the public interest.

3. Continuing education as a condition of renewal.—Consistency with statute.

The statute states that "For each license renewal, a licensee shall complete within the immediately preceding two-year period at least 30 hours of continuing physical therapy education as approved by the board." 63 P.S.

§ 1307.2. Similar requirements are found in 63 P. S. §§ 1309(c)(1) and 1309.1(j) relating to certificates of authorization and physical therapist assistants, respectively. We also note that 63 P. S. § 1303(a), in part, states that the Board may adopt rules and regulations “not inconsistent with law.”

Renewal is addressed in Sections 40.19. *Renewal of physical therapist license*; 40.63. *Continuing education for direct access certificate holder*; and 40.191. *Renewal of certification*. Subsection 40.63(b), relating to a direct access certificate holder, states that completion of continuing education is a condition of certificate renewal. We agree.

Our concern is that Sections 40.19 or 40.191 do not provide direct notice that if the continuing education requirement is not met, a license or certificate cannot be renewed. Direct and clear notice in the wording of the regulation will benefit both the Board and licensees in obtaining compliance. Clear notice can also avoid the expense of the Board taking actions against the licensee and the potential loss of income for the licensee. Therefore, while the intent and actions of the Board may be to not renew, we recommend that clear notice be provided in the regulation that the Board cannot renew a license or certificate if the licensee or certificate holder fails to complete the continuing education required by the statute.

4. Continuing competence.—Consistency with statute; Protection of the public health, safety and welfare; Fiscal impact; Need; Clarity.

The Board proposes to introduce “continuing competence” in Sections 40.68 and 40.193 which “may satisfy in part” continuing education requirements. In the Preamble, the Board explains:

Because sitting in lecture courses and other traditional methods to obtain information are not the only viable methods of assuring that licensees remain competent to practice, the Board is proposing to include what is often referred to as continuing competence in the array of methods for licensees to satisfy the continuing education requirement. This model is based upon the model currently being pursued by the FSBPT [Federation of State Boards of Physical Therapy].

Consistency with statute

Under 63 P. S. § 1307.2, “30 hours of continuing physical therapy education as approved by the board” is required for each license renewal. Similar continuing education requirements are found in 63 P. S. §§ 1309(c)(1), 1309.1(j) relating to certificates of authorization and physical therapist assistants, respectively. These statutory provisions use the specific terms “continuing education” and impose a specific number of hours required.

The Board is empowered by statute to approve continuing education. Act 38 of 2008 did not include continuing competence. Therefore, it is not clear why the Board is including in regulation a separate category of continuing competence that the Board may approve to satisfy continuing education requirements. The Board should explain how the continuing competence provisions are consistent with the statute.

Alternatively, the Board should delete continuing competence from the regulation and consider adopting these activities as continuing education, provided the activity is valid as continuing education. We question, for example, whether activities such as submitting grant requests or holding a position in an organization would qualify as the equivalent of continuing education.

Need and protection of the public health, safety and welfare

In the Preamble, the Board states that lecture courses and other traditional methods to obtain information are not the only viable methods of assuring that licensees remain competent to practice. Recognizing that continuing education helps licensees remain competent to practice, in regard to continuing competence, the Board needs to demonstrate:

- Why continuing competence activities are needed in addition to traditional continuing education courses;
- Continuing competence activities in the regulation are a viable method of assuring licensees remain competent in practice; and
- How each continuing competence activity listed in the regulation will adequately protect the public health, safety and welfare if substituted for continuing education hours.

Clarity

A regulation establishes a binding norm between the agency and the regulated community. Sections 40.68 and 40.193 are extremely vague and present broad, idealistic concepts. For example, the opening subsections state that the “Board will be guided by the following principles,” however the guiding principles include statements such as “there is no single right way to demonstrate competence.” An approval process provision states “the design of the activity must support the achievement of the objectives.” We do not believe Sections 40.68 and 40.193 as presented in the proposed regulation establish binding norms. The Board should explain why it believes the continuing competence provisions rise to the level of regulation, how they would be enforced consistently and why they are in the public interest.

Fiscal impact

Sections 40.68 and 40.193 also state the Board will approve these activities. Given the broad context of the descriptions in Sections 40.68 and 40.193, the Board could conceivably receive many requests for approval of continuing competence activities. How much does the Board anticipate it will cost to review and approve continuing competence activities and how is the cost justifiable?

5. Section 40.11. Educational requirements for licensure by examination.—Clarity.

Subsection (a) requires an applicant to have graduated from a program “accredited by CAPTE or by another National organization recognized by the Board that accredits physical therapy programs.” It is not clear what other organizations an applicant could use to qualify. How can an applicant find the list of other National organizations recognized by the Board? The Board should consider maintaining a list on its website and referencing the website in the regulation.

6. Section 40.12. Application for licensure.—Clarity.

Subsection (b) requires the applicant to use forms supplied by the Board. Are these forms available online? If so, the regulation should include the web address where these forms can be found.

7. Section 40.17. Foreign-educated physical therapists applying to take the licensure examination and pursue clinical experience.—Consistency with statute; Clarity.*Documentation of authorization to practice*

Under 63 P. S. § 1306(i)(2), an applicant for licensure who has been educated outside the United States is required to “provide proof of holding an unrestricted license in the country where the applicant was educated.” The Board is deleting Paragraph (3) which appears to reflect 63 P. S. § 1306(i)(2). Without Paragraph (3), how will the regulation adequately reflect the statutory requirement of 63 P. S. § 1306(i)(2)?

Substantial equivalency

Under 63 P. S. § 1306(i)(3), an applicant can provide satisfactory evidence in two ways. First, the applicant graduated outside the United States from a “program accredited by the same accrediting agency that the board approves for programs within the United States. . . .” Second, in all other instances, the graduate meets the requirements in 63 P. S. §§ 1306(i)(3)(i) to (iv). The Board should review Section 40.17 for consistency with 63 P. S. § 1306(i)(3) and explain how the regulation adequately reflects the statute.

8. Section 40.20. Inactive status of physical therapist license.—Reasonableness; Clarity.

Subsection 40.191(j) specifies the disciplinary provisions in the statute that may be invoked for practicing on an expired certificate. We recommend adding a similar provision to Section 40.20.

9. Section 40.67. Continuing education for licensed physical therapist.—Feasibility; Clarity.*Written request for waiver*

The second sentence of Paragraph (a)(4) is not clear. It states, in part, “A waiver or extension of time will not be granted unless a written request is submitted by the licensee; or . . . a physician . . ., or both.” (Emphasis added.) The regulation is not clear because it does not state what circumstances would require a written request by both a licensee and a physician. As a practical matter, it would appear that all requests for a waiver would require an application by the licensee, except in the unique circumstance where the licensee is rendered incompetent by a disability or illness. It would also appear that a claim of disability or illness would require supporting documentation by a physician. We recommend that the Board clarify this provision. The same concern applies to Paragraph 40.192(a)(4).

Certificate of completion

Paragraph (b)(1) requires “a certificate of completion issued by the course or program provider.” A commentator states that not all continuing education providers give the participants certificates. In the commentator’s experience, an APTA conference did not issue certificates. The Board should review Paragraph (b)(1) and explain how this provision is feasible for all of the continuing education

courses approved by the Board. Alternatively, the Board should consider amending the regulation to allow other methods of proving the person attended the course or program.

60 days

Paragraph (d)(2) requires the provider to apply for approval of a continuing education course or program at least 60 days prior to the date of the course or program. The provider may also request a waiver of the 60 days. While this may provide the Board with enough time to review the application, we question the practical effect of these provisions. Can a provider advertise the program pending Board approval? How will those signing up for the course be treated fairly if the approval of the program is pending with the Board? The same concerns apply to Section 40.192(d)(2).

10. Sections 40.68. Continuing competence for licensed physical therapist and 40.193. Continuing competence for certified physical therapist assistant.—Reasonableness.

In addition to general questions on continuing competence, we have three specific concerns.

First, Paragraphs 40.68(c)(4) and 40.193(c)(2) provide an extra five contact hours for passing a review tool exercise from FSBPT. A commentator suggests deleting this credit since the testing has not been subjected to validity testing. The Board should review these provisions and consider either deleting the five credit hours for passing the review tool or explaining why the five contact hours are appropriate.

Second, several commentators have suggested adding credit for clinical instruction. Why didn’t the Board include credit for clinical instruction in these sections?

Finally, the Board should review and explain each of the credits it will allow for the activities listed in the regulation and how these credits will specifically count toward continuing education hours.

11. Section 40.162. Application for certification.—Consistency with statute; Reasonableness; Clarity.

The statute states that to be eligible for certification a physical therapist assistant, “applicant must be at least 18 years of age unless otherwise determined by the board.” 63 P. S. § 1309.1(a). Paragraph (a)(1), as amended, states an applicant must be either “at least 20 years of age” or “at least 18 years of age and the Board has determined that the candidate has proved the capability to accept and handle the responsibilities appurtenant to certification.” We have three concerns.

First, why does the Board need to make a distinction in regulation between candidates that are 18 years old and 20 years old? Why don’t other provisions in training or requirements for certification adequately establish the qualifications of an 18 year old candidate?

Second, why did the Board maintain the 20 years of age provision in Subparagraph (i) and how is it consistent with the statute?

Finally, in regard to the 18 years of age provision in Subparagraph (ii), the regulation needs to specify what standard an applicant must meet to satisfy Subparagraph (ii).

12. Sections 40.165. Authorization to provide services as physical therapist assistant under indirect supervision and 40.166. Temporary certificate to provide services as physical therapist assistant.—Clarity.

Both of these sections include a list of requirements needed in order to be granted a certificate in Subsections (b). However, Paragraphs 40.165(b)(3) and 40.166(b)(5) state the vague requirement that a certificate will be granted to an applicant who “otherwise complies with this subchapter.” Under what circumstances would the other requirements in Subsections (b) be waived for an applicant who “otherwise complies with this subchapter”? We recommend deleting Paragraphs 40.165(b)(3) and 40.166(b)(5).

13. Section 40.191. Renewal of certification.—Reasonableness; Clarity.

Renewal application

Subsection 40.19(b) includes the caveat that “failure of the Board to send or of the licensee to receive a biennial renewal application does not relieve the licensee of the biennial renewal responsibility.” We recommend adding the same caveat to Subsection 40.191(b).

License, registration or certificate

Given what may be a broad range of titles, should Paragraph (c)(2) require disclosure of registrations and certificates in addition to licenses?

14. Miscellaneous clarity.

- Section 40.63(b) uses the date of January 1, 2011, which had already passed as of the date of publication of the proposed regulation in the *Pennsylvania Bulletin*. Should this date be changed or deleted?
- For consistency in Section 40.171, Subsection (c) should use the term “licensed” physical therapist.
- Subsection 40.191(c) refers to license renewal. Should this refer to certificate renewal?

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-2076. Filed for public inspection December 2, 2011, 9:00 a.m.]

OFFICE OF THE BUDGET

Uniform Method for Determining Net Losses and Gains from Divestitures Required by the Act of July 2, 2010 (P. L. 266, No. 44) for the Period July 1, 2010, through June 30, 2011

Section 9(2) of the Protecting Pennsylvania’s Investments Act of July 2, 2010 (P. L. 266, No. 44) (Act 44 of 2010) (72 P. S. § 3837.9(2)) requires the Secretary of the Budget to annually establish, in consultation with each of the public funds that are subject to Act 44 of 2010 (State Employees’ Retirement Fund, Public School Employees’ Retirement Fund, Pennsylvania Municipal Retirement Fund, any fund of which the State Treasurer is the custodian), a uniform method for determining each fund’s net gains, net losses, costs and expenses when the funds sell, redeem, divest or withdraw from the funds’ direct

holdings in the securities of companies that are on the Scrutinized Companies with Activities in Iran List or on the Scrutinized Companies with Activities in Sudan List.

Each fund subject to Act 44 of 2010 shall calculate its itemized budget request for reimbursement for the period July 1, 2010, through June 30, 2011, as follows:

- Each fund’s actual realized net gain or net loss during the reporting period from any sale, redemption, divestiture or withdrawal of each of the fund’s direct holdings in the securities of companies that are on the Scrutinized Companies with Activities in Iran List or are on the Scrutinized Companies with Activities in Sudan List, or both, during the 26-month divestiture period mandated by section 4(c) of Act 44 of 2010 shall be calculated for each trade of these company’s securities by subtracting the fund’s actual cost basis in the security from the price at which the fund sold, redeemed, divested or withdrew from the security. The net gain or net loss of each trade shall be reported in chronological order from oldest to most recent trade on the form marked Attachment 1, “Actual Amount Realized on the Sale of Securities.” The funds shall report the trades of each company in United States dollars, and shall group together each company’s trades in alphabetical order.

In the event that a trade was not conducted in United States dollars and that the fund has not previously converted that trade into United States dollars, the fund must convert the amount of the trade from the currency in which the trade took place into United States dollars on the date of the trade. The fund shall first convert its actual costs basis in the security on the date(s) of purchase into United States dollars, shall next convert the price received on the date of sale into United States dollars, and shall then compute in United States dollars the net gain or net loss on the sale in the manner set out previously.

If the securities of a company sold on a given date were acquired or purchased by the fund on different dates with different acquisition or purchase prices, the fund may average the original acquisition or purchase prices of that company’s security sold on that given date, and then use that average as the fund’s actual cost basis in the security to determine its net gain or net loss resulting from the trade of that security.

- Each fund shall report on a form marked Attachment 2, “Actual Expenses Incurred Related to the Administration of Act 44,” the personnel costs the fund directly incurred by each employee that performed duties and responsibilities connected to Act 44 of 2010 for the fund. The fund may report each employee’s personnel cost (including paid benefits) either as a percentage of the gross salary paid to the employee, or by multiplying the number of hours or parts of hours that the employee worked to further the fund’s duties and responsibilities under Act 44 of 2010 by the employee’s hourly rate of pay.

- Each fund may report on a form marked Attachment 2, “Actual Expenses Incurred Related to the Administration of Act 44,” the cost of postage, office supplies, and other similar office administration costs incurred by the fund to carry out its duties and responsibilities under Act 44 of 2010.

- Each fund shall report on a form marked Attachment 2, “Actual Expenses Incurred Related to the Administration of Act 44,” the amounts paid by the fund for software

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
STATEMENT OF NET ASSETS
JUNE 30, 2011

ASSETS

	Governmental Activities
Cash and cash equivalents:	
Held by trustee	\$61,259,459
Other	11,585,740
Investments	57,917,763
PICA taxes receivable	2,506,949
Accrued interest receivable	20,101
Other assets	2,637,739
	\$135,927,751

LIABILITIES AND NET ASSETS (DEFICIT)

Liabilities:	
Accounts payable and accrued expenses	\$ 192,263
Due to City of Philadelphia	7,489,028
Deferred revenue	1,818,462
Fair value of derivative instruments	394,178
Bonds payable:	
Due within one year	41,775,000
Due in more than one year	497,796,785
	549,465,716
Net assets (deficit):	
Restricted for debt service	79,673,367
Restricted for benefit of City of Philadelphia	24,473,441
Unrestricted:	
Board-designated for operating budget	600,000
Undesignated (deficit)	(518,284,773)
	(413,537,965)
	\$135,927,751

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
STATEMENT OF ACTIVITIES
YEAR ENDED JUNE 30, 2011

	Governmental Activities
Expenses:	
Grants to City of Philadelphia	\$303,126,372
General management and support—	
general operations	752,432
Interest on long-term debt	27,286,707
Investment expenses	127,117
Amortization of bond costs	223,817
	<hr/>
Total expenses	331,516,445
	<hr/>
Revenues:	
PICA taxes	358,996,684
Amortization of bond premium	3,912,711
Amortization of forward delivery revenue	151,538
Investment income	6,666,970
Other	10,589,102
	<hr/>
Total revenues	380,317,005
	<hr/>
Change in net assets	48,800,560
Net assets (deficit) - beginning of year	<u>(462,338,525)</u>
Net assets (deficit) - end of year	<u>(\$413,537,965)</u>

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
BALANCE SHEET - GOVERNMENTAL FUNDS
JUNE 30, 2011

	(General)	PICA Tax Revenue	Debt Service Funds		Rebate Fund	Expendable Trust Funds Capital Projects Fund			Total Governmental Funds
			2010	2009		1992	1993	1994	
Assets									
Cash and cash equivalents	\$11,585,742	\$4,981,060	\$2,353,340	\$3,450,013	\$1,989,462	\$663,954	\$4,243,670	\$19,565,817	\$72,845,199
Investments	9,453,210	-	-	-	-	-	-	-	57,917,763
PICA taxes receivable	15,224	2,506,949	807	1,339	-	-	-	-	2,506,949
Accrued interest receivable	36,913	1,019	-	-	-	-	-	-	26,101
Other assets									36,913
	<u>\$21,091,089</u>	<u>\$7,489,028</u>	<u>\$2,354,147</u>	<u>\$3,451,372</u>	<u>\$1,989,462</u>	<u>\$663,954</u>	<u>\$4,243,670</u>	<u>\$19,565,817</u>	<u>\$133,326,925</u>
Liabilities									
Accounts payable	\$ 70,735	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 70,735
Accrued payroll and taxes	121,528	-	-	-	-	-	-	-	121,528
Due to the City of Philadelphia		7,489,028	-	-	-	-	-	-	7,489,028
Total liabilities	192,263	7,489,028	-	-	-	-	-	-	7,681,291
Fund balances									
Restricted:									
For debt service	-	-	2,354,147	3,451,372	1,989,462	663,954	4,243,670	19,565,817	79,675,367
For benefit of City of Philadelphia	-	-	-	-	-	-	-	-	24,473,441
Committed:									
For subsequent PICA administration	13,502,064	-	-	-	-	-	-	-	600,000
For future swaplion activity	7,396,762	-	-	-	-	-	-	-	13,502,064
Unassigned	20,898,826	-	2,354,147	3,451,372	1,989,462	663,954	4,243,670	19,565,817	7,396,762
Total fund balance	<u>\$21,091,089</u>	<u>\$7,489,028</u>	<u>\$2,354,147</u>	<u>\$3,451,372</u>	<u>\$1,989,462</u>	<u>\$663,954</u>	<u>\$4,243,670</u>	<u>\$19,565,817</u>	<u>\$175,645,634</u>

Amounts reported for governmental activities in the statements of net assets are different due to:
 Long-term liabilities are not due and payable in the current period and therefore are not reported in the governmental funds statements
 Forward delivery contract revenue is accrued and amortized in the government wide statements
 Fair value derivative instruments not reported in the governmental funds statements
 Bond issuance costs are accrued and amortized in the government wide statements
 Premium on bonds is deferred in the government wide statements
 Net assets (deficit) of governmental activities
 (494,710,000)
 (1,818,462)
 (394,178)
 2,606,826
 (44,861,783)
 (54,13,337,963)

The accompanying notes are an integral part of this statement.

PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY
STATEMENT OF REVENUE, EXPENDITURES AND CHANGES IN FUND BALANCES -
GOVERNMENTAL FUNDS
YEAR ENDED JUNE 30, 2011

	General Fund	PICA Tax Revenue Fund	Debt Service Funds		Debt Service Reserve Fund	Rebate Fund	Expendable Trust Funds		Total Governmental Funds
			2010	2009			Capital Projects Fund	1994	
Revenues:									
PICA taxes	\$ 258,307	\$ 538,996,684	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 538,996,684
Investment income - net	1,853,853	20,511	30,731	2,975,199	1,800,000	3,857,957	3,347,252	3,305,497	3,305,497
Other									10,589,102
Total revenues	1,842,200	359,017,195	30,731	2,975,199	1,800,000	3,857,957	3,347,252	3,347,252	372,880,283
Expenditures:									
Grants to the City of Philadelphia	-	297,026,870	-	-	4,473,959	1,110,947	514,596	514,596	303,126,372
Debt service:									
Principal	-	-	-	-	-	-	-	-	-
Interest	-	14,395,000	24,840,000	-	-	-	-	-	39,235,000
Bond issuance	-	11,082,732	16,203,973	-	-	-	-	-	27,286,707
Administration:									
Investment expenses	25,987	-	-	-	-	-	-	-	127,117
Operations	739,513	-	101,130	-	-	-	-	-	739,513
Total expenditures	765,500	297,026,870	41,043,975	2,975,199	4,473,959	1,110,947	514,596	514,596	370,514,709
Excess of revenues over (under) expenditures	1,076,700	61,990,325	(41,013,244)	(101,130)	(2,673,959)	2,747,010	2,832,656	2,832,656	2,574,574
Other financing sources (uses) - net operating transfers in (out)	(2,282,664)	(61,990,325)	41,043,975	(2,349,848)	-	-	-	-	-
Change in fund balance	(1,205,964)	-	30,731	625,351	(2,673,959)	2,747,010	2,832,656	2,832,656	2,374,574
Fund balances, beginning of year	22,104,790	-	3,420,641	69,883,035	1,989,462	3,337,913	16,733,161	16,733,161	121,501,060
As previously reported	-	-	-	1,970,000	-	-	-	-	1,970,000
Prior period adjustment	22,104,790	-	3,420,641	71,853,035	1,989,462	3,337,913	16,733,161	16,733,161	123,271,060
As restated	-	-	-	-	-	-	-	-	-
Fund balances, end of year	\$ 20,898,826	\$ -	\$ 3,451,372	\$ 72,478,386	\$ 663,954	\$ 1,989,462	\$ 19,565,817	\$ 19,565,817	\$ 123,645,634

Reconciliation of change in fund balance to change in net assets:

Change in fund balance	\$ 2,374,574
Repayment of bond principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the government wide statements	39,235,000
Bond premium is amortized over the life of bonds in the government wide statements	3,912,711
Derivative valuation adjustment is recognized as a liability and an expense in the government wide statements	3,362,473
Depreciation on capitalized assets is recognized in the government wide statements	(12,919)
Deferred revenue from forward delivery contract amortized in the government wide statements	151,538
Bond issuance costs are amortized in the government wide statements	(223,817)
Change in net assets	\$ 48,800,560

The accompanying notes are an integral part of this statement.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Decertified Alternative Energy Systems

Clean Power Markets, Inc., the Pennsylvania Public Utility Commission's alternative energy credit program administrator, has decertified the following alternative energy systems:

Great Falls Hydro—PA Certification No. PA-32013-WAT-II

Ocean County Landfill—PA Certification No. PA-32006-LFG-II

O'Brien Biogas IV—PA Certification No. PA-32005-LFG-II

Sparrows Point—PA Certification No. PA-21007-BFG-II

This decertification precludes these facilities from generating alternative energy credits for use by Commonwealth electric distribution companies and electric generation suppliers to comply with the Alternative Energy Portfolio Standards Act (73 P. S. §§ 1648.1—1648.8).

Questions regarding the decertification of the previously-listed alternative energy systems are to be directed to Clean Power Markets, Inc., (877) 237-7773, paaeps@cleanpowermarkets.com.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2079. Filed for public inspection December 2, 2011, 9:00 a.m.]

Location: Hearing Room 3
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge
Elizabeth H. Barnes
P. O. Box 3265
Harrisburg, PA 17105-3265
Phone: (717) 787-1399
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2080. Filed for public inspection December 2, 2011, 9:00 a.m.]

Default Service Program

P-2011-2273650. Metropolitan Edison Company. Petition of Metropolitan Edison Company for approval of a default service program for the period beginning June 1, 2013.

Formal protests, petitions to intervene and answers 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 petitioner and a copy provided to the Administrative Law Judge, on or before December 19, 2011. The documents filed in support of the petition 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 petitioner's business address.

Applicant: Bradley A. Bingaman, Tori L. Giesler, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

Through and by Counsel: Thomas P. Gadsden, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

Notice

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Thursday, December 22, 2011

Time: 10 a.m.

Default Service Program

P-2011-2273668. Pennsylvania Electric Company. Petition of Pennsylvania Electric Company for approval of a default service program for the period beginning June 1, 2013.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities). All 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 petitioner and a copy provided to the Administrative Law Judge, on or before December 19, 2011. The documents filed in support of the petition 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 petitioner's business address.

Applicant: Bradley A. Bingaman, Tori L. Giesler, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

Through and by Counsel: Thomas P. Gadsden, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

Notice

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Thursday, December 22, 2011

Time: 10 a.m.

Location: Hearing Room 3
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge
Elizabeth H. Barnes
P. O. Box 3265
Harrisburg, PA 17105-3265
Phone: (717) 787-1399
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
 - Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988
- ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2081. Filed for public inspection December 2, 2011, 9:00 a.m.]

Default Service Program

P-2011-2273669. Pennsylvania Power Company. Petition of Pennsylvania Power Company for approval of a default service program for period beginning June 1, 2013.

Formal protests, petitions to intervene and answers 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 petitioner and a copy provided to the Administrative Law Judge, on or before December 19, 2011. The documents filed in support of the petition 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 petitioner's business address.

Applicant: Bradley A. Bingaman, Tori L. Giesler, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

Through and by Counsel: Thomas P. Gadsden, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

Notice

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Thursday, December 22, 2011
Time: 10 a.m.

Location: Hearing Room 3
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge
Elizabeth H. Barnes
P. O. Box 3265
Harrisburg, PA 17105-3265
Phone: (717) 787-1399
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
 - Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988
- ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2082. Filed for public inspection December 2, 2011, 9:00 a.m.]

Default Service Program

P-2011-2273670. West Penn Power. Petition of West Penn Power Company for approval of a default service program for period beginning June 1, 2013.

Formal protests, petitions to intervene and answers 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 petitioner and a copy provided to the Administrative Law Judge, on or before December 19, 2011. The documents filed in support of the petition 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 petitioner's business address.

Applicant: Bradley A. Bingaman, Tori L. Giesler, FirstEnergy Service Company, 2800 Pottsville Pike, P. O. Box 16001, Reading, PA 19612-6001

Through and by Counsel: Thomas P. Gadsden, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

Notice

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Thursday, December 22, 2011
Time: 10 a.m.

Location: Hearing Room 3
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge
Elizabeth H. Barnes
P. O. Box 3265
Harrisburg, PA 17105-3265
Phone: (717) 787-1399
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2083. Filed for public inspection December 2, 2011, 9:00 a.m.]

Eligible Telecommunications Carriers; Universal Low Income Support

The Pennsylvania Public Utility Commission (Commission) invites comment on the following pending wireless carrier's petition for designation as an eligible telecommunications carrier (ETC) for purposes of Federal universal service low income support:

Budget PrePay, Inc. Petition for Limited Designation as Eligible Telecommunications Carrier, Docket No. P-2011-2269524

The Commission, at its July 29, 2010, public meeting adopted a final policy statement on ETC designation and ETC annual recertification and reporting requirements for all telecommunications carriers. This notice informs telecommunications providers and interested parties that the Commission intends to act on the previously-referenced ETC petition pending before the Commission.

Interested parties are invited to file comments at the relevant docket numbers within 20 days of publication of this notice. Reply comments of the carrier are due within 10 days thereafter. Interested parties may review the pending petitions at the Commission web site <http://www.puc.state.pa.us/> or hard copies are available for a fee by means of written request to the Secretary of the Commission, Pennsylvania Public Utility Commission, Rosemary Chiavetta, Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.

The contact person for questions regarding this notice is Rhonda L. Daviston, Assistant Counsel, Law Bureau (717) 787-6166.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2084. Filed for public inspection December 2, 2011, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by December 19, 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.

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Simran Trans, Inc.;
Doc. No. C-2011-2264744; A-00121239

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 Simran Trans, Inc., Respondent, maintains a principal place of business at 146 Clencoe Road, Upper Darby, PA 19082.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 21, 2004, at A-00121239.
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 11, 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 12, 2010, a Complaint was instituted against Respondent at C-2010-2135179 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 Simran Trans, Inc.'s Certificate of Public Convenience at A-00121239 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: _____10/19/11_____ Michael E. Hoffman, Manager
Bureau of Investigation & 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
Investigation and Enforcement v. SAAS Cab Co.;*
Doc. No. C-2011-2263793; A-00120769

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 SAAS Cab Co., Respondent, maintains a principal place of business at 922 Thorton Road, Philadelphia, PA 19149.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on July 23, 2004, at A-00120769.

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 11, 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 May 26, 2010, a Complaint was instituted against Respondent at C-2010-2132485 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 8, 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 SAAS Cab Co.'s Certificate of Public Convenience at A-00120769 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: _____10/19/11_____ Michael E. Hoffman, Manager
Bureau of Investigation & 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 Investigation and Enforcement v. Raymonde Cab Co.;
Doc. No. C-2011-2263787; A-00114749*

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 Raymonde Cab Co., Respondent, maintains a principal place of business at 1461 McKinley Street, Philadelphia, PA 19149.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on July 10, 1998, at A-00114749.

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 11, 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 May 26, 2010, a Complaint was instituted against Respondent at C-2010-2132474 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 8, 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 Raymonde Cab Co.'s Certificate of Public Convenience at

A-00114749 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: ____10/19/11 ____ Michael E. Hoffman, Manager
Bureau of Investigation & 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
Investigation and Enforcement v. A D Cab Co.;*
Doc. No. C-2011-2256905; A-00113233

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 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 A D Cab Co., Respondent, maintains a principal place of business at 5803 North 13th Street Philadelphia, PA 19141.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on October 3, 1996 at A-00113233.

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 11, 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 March 1, 2010, a Complaint was instituted against Respondent at C-2010-2133709 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 8, 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 A D Cab Co.'s Certificate of Public Convenience at A-00113233 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, 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: _____10/19/11_____ Michael E. Hoffman, Manager
Bureau of Investigation & 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
Investigation and Enforcement v. Domack, Inc.;*
Doc. No. C-2011-2256918; A-00118354

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 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 Domack, Inc., Respondent, maintains a principal place of business at 1507 Lardner Street, Philadelphia, PA 19149.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on December 21, 2001, at A-00118354.

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 14, 2010, a Complaint was instituted against Respondent at C-2010-219741 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 8, 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 Domack, Inc.'s Certificate of Public Convenience at A-00118354 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, 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 & 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 Investigation and Enforcement v. Dhillon Transportation;
Doc. No. C-2011-2256916; A-00118334

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings, which are prosecutory in nature to the 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 Dhillon Transportation, Respondent, maintains a principal place of business at 146 Glencoe Road, Upper Darby, PA 19082.

2. That Respondent was issued a Certificate of Public Convenience by this Commission on June 25, 2004, at A-00118334.

3. That Respondent was advised by letter dated May 10, 2005, that its medallion authority was being transferred to the Philadelphia Parking Authority. At that time, Respondent was advised that its taxicab service which had an origin and destination outside of the City of Philadelphia remained subject to the regulatory oversight of the PA PUC. 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 March 12, 2010, a Complaint was instituted against Respondent at C-2010-2129733 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 8, 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 Dhillon Transportation's Certificate of Public Convenience at A-00118334 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, 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 & 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

Telecommunications

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. 11-2085. Filed for public inspection December 2, 2011, 9:00 a.m.]

A-2011-2273470. The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Qwest Communications Company, LLC. Joint petition of The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Qwest Communications Company, LLC for approval of an interconnection, collocation and resale agreement under section 252(e) of The Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Qwest Communications Company, LLC, by its counsel, filed on November 16, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection, collocation and resale agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and Qwest Communications Company, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2087. Filed for public inspection December 2, 2011, 9:00 a.m.]

Telecommunications

A-2011-2273050 and A-2011-2273051. Line Systems, Inc., Magellan Technologies Inc., and Magellan Hill Technologies, LLC. Joint application of Line Systems, Inc., Magellan Technologies, Inc., and Magellan Hill Technologies, LLC for expedited approval of a general rule transfer of control of an authorized telecommunications provider.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 19, 2011. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicants: Line Systems, Inc. and Magellan Hill Technologies, LLC

Through and by Counsel: Deanne M. O'Dell, Esquire, Eckert Seamans Cherin & Mellott, LLC, 213 Market Street, 8th Floor, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-2086. Filed for public inspection December 2, 2011, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Motor Carrier Application for Luxury Limousine Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant. The company has applied to transport persons in luxury limousine service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

A-1027563-07. Gold Seed, Inc., t/a Executive Town Car Service, 7 Atkinson Lane, Newtown, PA 18940, registered with the Commonwealth on October 26, 2011.

Formal protests must be filed in accordance with 9 PPA Regs. § c.v. (see www.philapark.org). Filings must be made to the PPA TLD, Attention: Charles Milstein, Esq., 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by December 23, 2011. Documents filed in support of the applications are available for inspection at the TLD office between 9 a.m. and 4:30 p.m., Monday to Friday or may be inspected at the

business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to the PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 11-2088. Filed for public inspection December 2, 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. 041.7, Railroad Turnout and At-Grade Crossing Replacement, Tioga Marine Terminal until 2 p.m. on Thursday, December 29, 2011. All information concerning this project can be obtained from the PRPA web site www.philaport.com under Procurement, or call the Department at (215) 426-2600.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 11-2089. Filed for public inspection December 2, 2011, 9:00 a.m.]

STATE BOARD OF BARBER EXAMINERS

Bureau of Professional and Occupational Affairs v. Codell M. Daniels; Doc. No. 1532-42-2011

On August 23, 2011, the State Board of Barber Examiners (Board) suspended the license of Codell M. Daniels, license no. BL053826 of Pittsburgh, Allegheny County. The Board took this action under the Order of the Court of Common Pleas of Philadelphia County dated July 26, 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. 11-2090. Filed for public inspection December 2, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Bernard Diggs; Doc. No. 1687-42-2011

On September 22, 2011, the State Board of Barber Examiners (Board) suspended the license of Bernard

Diggs, license no. BL050336L of Philadelphia, Philadelphia County. The Board took this action under the Order of the Court of Common Pleas of Philadelphia 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. 11-2091. Filed for public inspection December 2, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Elgin L. Kent; Doc. No. 1622-42-2011

On September 14, 2011, the State Board of Barber Examiners (Board) suspended the license of Elgin L. Kent, license no. BL052673 of York, York County. The Board took this action under the Order of the Court of Common Pleas of York 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. 11-2092. Filed for public inspection December 2, 2011, 9:00 a.m.]

STATE BOARD OF CHIROPRACTIC

Bureau of Professional and Occupational Affairs v. Gary Joel Leidy; Doc. No. 1773-43-2011

On October 6, 2011, the State Board of Chiropractic (Board) suspended the license of Gary Joel Leidy, license nos. DC005136L and AJ005136L of Pine Grove, Schuylkill County. The Board took this action under the Order of the Court of Common Pleas of Dauphin County dated September 15, 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 Chiropractic, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH T. GRICE, DC,
Chairperson

[Pa.B. Doc. No. 11-2093. Filed for public inspection December 2, 2011, 9:00 a.m.]

STATE BOARD OF COSMETOLOGY

Bureau of Professional and Occupational Affairs v. Laura L. Davis; Doc. No. 1504-45-2011

On August 18, 2011, Laura L. Davis, license no. CT017360L of Hanover, York County, had her license suspended for nonpayment of a previously imposed civil penalty.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, Board Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Cosmetology's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

MARY LOU ENOCHES,
Chairperson

[Pa.B. Doc. No. 11-2094. Filed for public inspection December 2, 2011, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Susan Dawn Garvey, RN, LPN; Doc. No. 0806-51- 2011

On September 23, 2011, Susan Dawn Garvey, RN, LPN, license nos. RN533989 and PN105032L, of Somerset, Somerset County, was indefinitely suspended based on her inability to practice with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the order by writing to Beth Sender Michlovitz, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

The Board contact for receiving service of the appeals is the previously-named Board counsel.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-2095. Filed for public inspection December 2, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Sherry K. Hillard, LPN; Doc. Nos. 1282 and 1283-51-2011

On September 23, 2011, Sherry K. Hillard, LPN, license no. PN088594L, of Kingston, Luzerne County, was suspended retroactive to July 18, 2011, based upon her felony and misdemeanor convictions under the Drug Act.

Individuals may obtain a copy of the order by writing to Beth Sender Michlovitz, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-2096. Filed for public inspection December 2, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Mary Anne Infante, RN; Doc. No. 1476-51-2010

On September 23, 2011, Mary Anne Infante, RN license no. RN518736L, of West Chester, Chester County, was indefinitely suspended based on her inability to practice with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the order by writing to Beth Sender Michlovitz, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-2097. Filed for public inspection December 2, 2011, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg,

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

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Walmoore Holsteins, Inc. Attn: Walt Moore 1826 Howell Moore Road West Grove, PA 19390	Chester County	260	Cattle	Amended	Approved
Philadelphia Park Attn: Joseph Wilson, VP 3001 Street Road Bensalem, PA 19020	Bucks County	0	Horses	Amended	Approved
Jacob Miller 282 Ramsey Lane Reynoldsville, PA 15851	Jefferson County	97	Veal and Multiple Species	Amended	Approved
Esbenshade Farms 2036 Mount Pleasant Road Mt. Joy, PA 17552	Lancaster County	1,747.39	Layer	New	Approved

GEORGE D. GREIG,
Chairperson

[Pa.B. Doc. No. 11-2098. Filed for public inspection December 2, 2011, 9:00 a.m.]

