

NOTICES

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 27, 2012.

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

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-1-2011	First Keystone Community Bank Berwick Columbia County	463 West Main Street Plymouth Luzerne County	Opened
3-26-2012	Somerset Trust Company Somerset Somerset County	4634 National Pike Markleysburg Fayette County	Approved

Branch Consolidations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
3-26-2012	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>Into:</i> 9353 Krewston Road Philadelphia Philadelphia County <i>From:</i> 9896 Bustleton Avenue Philadelphia Philadelphia County	Filed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 12-653. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Consolidated Plan; 2011 Annual Performance and Evaluation Report

The Department of Community and Economic Development (Department) is preparing its 2011 Consolidated Annual Performance and Evaluation Report (CAPER) on the progress and accomplishments made during 2011 in

implementing the Commonwealth's Consolidated Plan for Federal Fiscal Years 2009-2013. This document must be submitted to, and approved by, the United States Department of Housing and Urban Development (HUD) for the Commonwealth and organizations within this Commonwealth to receive funding under most HUD housing and community development programs. The Consolidated Plan creates a unified strategy for housing and community development programs, as well as the necessary linkages for building successful neighborhoods and communities.

The Commonwealth has allocated funds under several programs, namely the Community Development Block

Grant, HOME Investment Partnerships Program, Emergency Shelter Grant Program and Housing Opportunities for People with AIDS Program. Additionally, this CAPER will detail funding from 2009 under both the Housing and Economic Recovery Act and the American Recovery and Reinvestment Act. The CAPER discusses accomplishments in relation to goals and objectives identified in the Action Plan of the Consolidated Plan.

The CAPER assesses the goals and objectives of this strategic plan; discusses how the Commonwealth is affirmatively furthering fair and affordable housing; reviews the activities of the Continuums of Care; and appraises how well resources in community development and housing are being leveraged.

Public Comments

Individuals or organizations may provide written comments regarding this draft version of the CAPER. This report will be available at <http://www.newpa.com/strengthen-your-community/technical-assistance> or by calling (717) 720-7412. Written comments will be accepted about funding activities, community development, housing, CAPER content and the process by which public input is gathered. The Commonwealth encourages public participation in this process.

Written comments will be accepted until 5 p.m. on May 14, 2012, and should be sent to Dan Fox, Department of Community and Economic Development, Center for Community Financing, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225.

C. ALAN WALKER,
Secretary

[Pa.B. Doc. No. 12-654. Filed for public inspection April 13, 2012, 9:00 a.m.]

Substantial Amendment to the Consolidated Plan

The Department of Community and Economic Development (Department) is announcing a public comment period to consider a substantial amendment to the Commonwealth of Pennsylvania Fiscal Year (FY) 2011 HUD Annual Action Plan for the new Emergency Solutions Grant (ESG). The public comment period is from April 14, 2012, through May 14, 2012.

Section 91.105 of 24 CFR (relating to citizen participation plan; local governments) requires the Commonwealth to notify and provide its citizens an opportunity to comment and provide input on proposed changes to an approved Action Plan. The United States Department of Housing and Urban Development (HUD) has previously submitted the Commonwealth's FY 2011 HUD Annual Action Plan to implement the strategy and goals as identified in the Commonwealth Five-Year Consolidated Plan prepared for the program year.

HUD released ESG funding for FY 2011 in a two-stage allocation process. The first allocation was made available immediately for existing emergency shelter activities. HUD awarded the first allocation of ESG funds in the amount of \$3,253,036 to the Commonwealth. The first allocation fell under the requirements of the former Emergency Shelter Grant program and prioritized rehabilitation of emergency shelters within the range of eligible rehab activities with an emphasis on addressing

building code issues as well as potential health and safety concerns. The second allocation, under the new ESG, provides an additional \$1,829,833 to the Commonwealth and is subject to the requirements of the new ESG program, and with an increased focus on homeless prevention and rapid rehousing activities targeting individuals and families below 30% of median family income who meet HUD's definition of homelessness.

The purpose of the ESG program is to facilitate coordination and efficient use of resources, align the requirements of the program with HUD's other formula and rental assistance programs and, when feasible, increase efficiency and coordination among the various Federal programs.

A public meeting will be conducted electronically on Monday, April 23, 2012, from 10 a.m. to 11:30 a.m. by means of the Internet. The format will be more accessible than an in-person meeting because those who wish to make a comment or discuss policy may participate directly from their personal computer or from a computer location at their public library on Monday, April 23, 2012. Access to the discussion by means of the Internet will occur between 10 a.m. and 11:30 a.m. This more widely available personal computer access will replace the usual public meeting.

Individuals or organizations may provide comment by means of the Internet. Comments will be accepted about topics related to the ESG program as well as the content of the draft of the Commonwealth's Substantial Amendment to the FY 2011 Action Plan and the process by which public input is gathered. The Commonwealth encourages public participation in this process. Anyone who wants to participate must register in advance on the Department's web site at <http://www.newpa.com/strengthen-your-community/technical-assistance#comp>. Individuals may also contact Daniel Fox at (717) 720-7412 to receive registration instructions for the Internet-based public meeting by Friday, April 20, 2012. During the meeting, if support is required call (717) 720-7401. The meeting will be shortened if there is no one to provide public comment or if there is minimal response.

The draft Substantial Amendment and supporting documentation is available for a 30-day public comment period and can be viewed on the Department's web site under the Consolidated Plan and Related Documents section at <http://www.newpa.com/strengthen-your-community/technical-assistance#comp>. The draft is also made available to the Tri-County Branch of the Pennsylvania Association of the Blind for transfer to electronic media. The text is available to hearing-impaired persons on the Department's web site at the previously listed link. The final version of the Substantial Amendment will be submitted to HUD by May 15, 2012.

Persons who would like to provide written comment on the draft amendment may send those comments electronically to Dan Fox at daniefox@pa.gov or by mail to his attention at the Department of Community and Economic Development, Center for Community Financing, 400 North Street, 4th Floor, Harrisburg, PA 17120. Comments must be received before 5 p.m. on May 14, 2012.

C. ALAN WALKER,
Secretary

[Pa.B. Doc. No. 12-655. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0060861 (Sewage)	Wayne Highland School District 474 Grove Street Honesdale, PA 18431	Wayne County Preston Township	Unnamed Tributary of Equinunk Creek (1-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0084646 (Sew)	Southern Fulton School District (Southern Fulton Elementary School) 3027 Great Cove Road, Suite 100 Warfordsburg, PA 17267	Fulton County / Bethel Township	UNT White Oak Run / 13-B	Y
PA0084697 (Sew)	Wiconisco Township 305 Walnut Street Wiconisco, PA 17097-0370	Dauphin County / Wiconisco Township	Bear Creek / 6-C	Y
PA0084751 (Sew)	Doubling Gap Center Corp. 1550 Doubling Gap Road Newville, PA 17241-9757	Cumberland County / Lower Mifflin Township	Conodoguinet Creek / 7-B	Y
PA0051560 (IW)	Western Berks Water Authority 91 Water Road Sinking Springs, PA 19608	Berks County / Lower Heidelberg Township	Tulpehocken Creek / 3-C	Y
PA0246654 (Sew)	Center Township Municipal Authority (Hillcrest Estates II) 449 Bucks Hill Road Mohrsville, PA 19541	Berks County / Centre Township	Maiden Creek / 3-B	Y
PA0248045 (Sew)	Jason R. Sauder 88 Oaktree Road Manheim, PA 17545	Lancaster County / Rapho Township	Chickies Creek / 7-G	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>
PA0238431 (Sewage)	Charles A. Betts SFTF 1800 Weiler Road, Warren, PA 16365-3759	Warren County Conewango Township	Unnamed Tributary to Morse Run (16-B)	Y
PA0102369 (Sewage)	Rainbow Valley MHP 11682 PA Route 97 North, Waterford, PA 16441	Erie County Waterford Township	Unnamed Tributary to LeBoeuf Creek (16-A)	Y
PA01000943 (Sewage)	Strattanville Borough STP US Route 322 Shippenville, PA 16258	Clarion County Strattanville Borough	Unnamed Tributary to Brush Run (17-B)	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

PA0244333, Sewage, SIC Code 4952, **East Brandywine Township Municipal Authority**, 1214 Horseshoe Pike, Downingtown, PA 19335. Facility Name: Overlook Rd Farm WWTP. This proposed facility is located in East Brandywine Township, **Chester County**.

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

The receiving stream(s), Beaver Creek, is located in State Water Plan watershed 3-H and is classified for Cold 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 0.138 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	
Flow (GPD)	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
CBOD ₅	29	XXX	XXX	25	XXX	50
Total Suspended Solids	35	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
Total Nitrogen	17	XXX	XXX	15	XXX	30

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Instant. Maximum</i>
Ammonia-Nitrogen	3.5	XXX	XXX	3.0	XXX	6.0
Total Phosphorus	2.3	XXX	XXX	2.0	XXX	4.0
Nitrite-Nitrate as N	XXX	XXX	XXX	Report	XXX	Report

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

- Designation of responsible operator
- Remedial Measures
- No Stormwater
- Necessary Property Rights
- Change of Ownership
- Sludge Disposal
- I-max limits
- UV Disinfection Proposed
- Lab Certification
- Fecal Coliform I-max Reporting

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.

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

PA0044997, Sewage, SIC Code 4952, **Mount Pocono Municipal Authority**, 303 Pocono Boulevard, Mount Pocono, PA 18344. Facility Name: Mt. Pocono Municipal Authority WWTP. This existing facility is located in Mount Pocono Borough, **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(s), Forest Hills Run, is located in State Water Plan watershed 1-E and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 based on a discharge flow of up to 0.40 MGD are as follows:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</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	7.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.19	XXX	0.44
Temperature (°F)						
Jan 1-31	XXX	XXX	XXX	XXX	41.6	XXX
Feb 1-29	XXX	XXX	XXX	XXX	42.2	XXX
Mar 1-31	XXX	XXX	XXX	XXX	46.7	XXX
Apr 1-15	XXX	XXX	XXX	XXX	63	XXX
Apr 16-30	XXX	XXX	XXX	XXX	63	XXX
May 1-15	XXX	XXX	XXX	XXX	64	XXX
May 16-31	XXX	XXX	XXX	XXX	69	XXX
Jun 1-15	XXX	XXX	XXX	XXX	72.3	XXX
Jun 16-30	XXX	XXX	XXX	XXX	75	XXX
Jul 1-31	XXX	XXX	XXX	XXX	77.3	XXX
Aug 1-15	XXX	XXX	XXX	XXX	75.0	XXX
Aug 16-31	XXX	XXX	XXX	XXX	75.0	XXX
Sep 1-15	XXX	XXX	XXX	XXX	70.7	XXX
Sep 16-30	XXX	XXX	XXX	XXX	63.2	XXX
Oct 1-15	XXX	XXX	XXX	XXX	55.8	XXX
Oct 16-31	XXX	XXX	XXX	XXX	51.2	XXX
Nov 1-15	XXX	XXX	XXX	XXX	49.0	XXX
Nov 16-30	XXX	XXX	XXX	XXX	47.2	XXX
Dec 1-31	XXX	XXX	XXX	XXX	43.3	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
CBOD ₅	33	50	XXX	10	15	20
Total Suspended Solids	100	150	XXX	30	Wkly Avg 45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Nitrate-Nitrite as N	46	XXX	XXX	13.8	XXX	27.6
Ammonia-Nitrogen						
May 1 - Oct 31	9.0	XXX	XXX	2.7	XXX	5.4
Nov 1 - Apr 30	27	XXX	XXX	8.1	XXX	16.2
Total Phosphorus	3.3	XXX	XXX	1.0	XXX	2.0
Total Copper	Report	XXX	XXX	Report	XXX	XXX
Total Lead	Report	XXX	XXX	Report	XXX	XXX
Total Zinc	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 based on a discharge flow greater than 0.40 MGD and up to 0.50 MGD are as follows:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</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	7.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.19	XXX	0.44
Temperature (°F)						
Jan 1-31	XXX	XXX	XXX	XXX	41.2	XXX
Feb 1-29	XXX	XXX	XXX	XXX	41.8	XXX
Mar 1-31	XXX	XXX	XXX	XXX	45.8	XXX
Apr 1-15	XXX	XXX	XXX	XXX	63	XXX
Apr 16-30	XXX	XXX	XXX	XXX	63	XXX
May 1-15	XXX	XXX	XXX	XXX	64	XXX
May 16-31	XXX	XXX	XXX	XXX	69	XXX
Jun 1-15	XXX	XXX	XXX	XXX	69.8	XXX
Jun 16-30	XXX	XXX	XXX	XXX	75	XXX
Jul 1-31	XXX	XXX	XXX	XXX	75.0	XXX
Aug 1-15	XXX	XXX	XXX	XXX	73.2	XXX
Aug 16-31	XXX	XXX	XXX	XXX	73.2	XXX
Sep 1-15	XXX	XXX	XXX	XXX	69.3	XXX
Sep 16-30	XXX	XXX	XXX	XXX	62.6	XXX
Oct 1-15	XXX	XXX	XXX	XXX	55.4	XXX
Oct 16-31	XXX	XXX	XXX	XXX	51.0	XXX
Nov 1-15	XXX	XXX	XXX	XXX	48.8	XXX
Nov 16-30	XXX	XXX	XXX	XXX	47.0	XXX
Dec 1-31	XXX	XXX	XXX	XXX	43.0	XXX
CBOD ₅	41	62	XXX	10	15	20
Total Suspended Solids	125	187	XXX	30	Wkly Avg 45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Nitrate-Nitrite as N	57	XXX	XXX	13.8	XXX	27.6
Ammonia-Nitrogen						
May 1 - Oct 31	11	XXX	XXX	2.7	XXX	5.4
Nov 1 - Apr 30	33	XXX	XXX	8.1	XXX	16.2
Total Phosphorus	4.1	XXX	XXX	1.0	XXX	2.0
Total Copper	Report	XXX	XXX	Report	XXX	XXX
Total Lead	Report	XXX	XXX	Report	XXX	XXX
Total Zinc	Report	XXX	XXX	Report	XXX	XXX

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

- Limitation on Discharge Flow
- Maximum Temperature Change
- Continuous Discharge

Notice of the draft permit was previously published in the *Pennsylvania Bulletin*, on February 5, 2011. The revised draft permit reflects the addition of a second set of effluent limitations for a discharge flow greater than 0.40 MGD and up to 0.50 MGD, and includes revised conditions under Part C of the permit. The permit has been drafted using an updated permit template for Parts A and B.

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.

PA0026492 A-2, Sewage, SIC Code 4952, **Scranton Sewer Authority**, 312 Adams Avenue, Scranton, PA 18503. Facility Name: Scranton Sewer Authority Wastewater Treatment Plant. This existing facility is located in the City of Scranton, **Lackawanna County**.

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

The receiving stream, Lackawanna River, is located in State Water Plan watershed 5-A and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The current permit was issued on September 21, 2009, became effective on October 1, 2009, was amended on May 13, 2011, and expires on September 30, 2014. The effluent limits are based upon a design discharge rate of 20 MGD. The purpose of the amendment is to add recently discovered CSO outfalls to the list of permitted CSO outfalls, to delete permitted CSO outfalls which have been eliminated, and to revise the date for certification of substantial completion (of wastewater treatment plant improvements for Biological Nutrient Removal) as contained in the Chesapeake Bay compliance schedule in Part C of the permit. The date for achieving final compliance with the Chesapeake Bay nutrient caps remains unchanged. The proposed permit amendment has been drafted using an updated permit template for Parts A and B and an updated template for the Chesapeake Bay Nutrient Requirements in Part C. There are no other substantive changes to the permit.

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.

PA0060283, Sewage, SIC Code 4911, **Penn Estates Utilities Inc.**, 503 Hallet Road, East Stroudsburg, PA 18301. Facility Name: Penn Estates WWTP. This existing facility is located in Stroud 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(s), Unnamed Tributary of Brodhead Creek, is located in State Water Plan watershed 1-E and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.560 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	7.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	0.14	XXX	0.33
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.01	XXX	0.01
CBOD ₅	46.7	XXX	XXX	10.0	Report	20.0
Total Suspended Solids	46.7	XXX	XXX	10.0	Report	20.0
Total Dissolved Solids	XXX	XXX	XXX	1,000	Report	2,000
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				Geo Mean 13.0	Report	26.0
Ammonia-Nitrogen						
May 1 - Oct 31	4.67	XXX	XXX	1.5	Report	3.0
Nov 1 - Apr 30	14.0	XXX	XXX	4.5	Report	9.0
Total Phosphorus	9.3	XXX	XXX	2.0	Report	4.0
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

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

- WET Testing, Reopener, Stream Survey Requirement

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.

PA0032034, Sewage, SIC Code 6515, **Gsp Management Co.**, PO Box 677, Morgantown, PA 19543-0677. Facility Name: Shamrock MHP. This existing facility is located in Juniata Township, **Blair 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), Blair Gap Run, is located in State Water Plan watershed 11-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.012 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
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 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

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.

PA0024350, Sewage, SIC Code 4952, **Dauphin Borough**, 200 S Church Street, Dauphin, PA 17018. Facility Name: Dauphin Borough STP. This existing facility is located in Dauphin Borough, **Dauphin County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 7-C and is classified for Warm Water Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.20 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	41.7	66.7	XXX	25	40	50
		Wkly Avg				
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	50	75	XXX	30	45	60
		Wkly Avg				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
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

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.

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

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

WQM Permit No. 2311401, Sewage, **Upper Providence Township Sewer Authority**, 935 N. Providence Road, Media, PA 19063-1499.

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

Description of Action/Activity: Construction and operation of a low pressure sanitary sewer extension utilizing individual grinder pumps.

WQM Permit No. 1512401, Sewage, **Avon Grove School District** 375 S. Jennersville Road, West Grove, PA 19390.

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

Description of Action/Activity: Upgrade to the existing wastewater treatment plant to satisfy stricter NPDES discharge criteria for total nitrogen.

WQM Permit No. 4600415, Sewage, **Transfer, Mark Jackson**, 3234 Rockhill Road, Perkiomenville, PA 18074.

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

Description of Action/Activity Permit transfer from Terry Schnable to Mark Jackson.

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

WQM Permit No. 2812401, Sewerage, **Washington Township Municipal Authority**, 11102 Buchanan Trail East, Waynesboro, PA 17268.

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

Description of Proposed Action/Activity: Seeking approval to upgrade the wastewater conveyance system.

WQM Permit No. 2812402, Sewerage, **Tuscarora School District**, 118 Seminary Street, Mercersburg, PA 17236.

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

Description of Proposed Action/Activity: Seeking approval for the replacement of the existing wastewater treatment facility.

WQM Permit No. 2112403, Sewerage, **Lower Allen Township Authority**, 120 Limekiln Road, New Cumberland, PA 17070-2428.

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

Description of Proposed Action/Activity: Seeking approval for the construction of a new pump station at Windsor Park in order to divert sewage flow from entering Hampden Township.

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

WQM Permit No. 2087405, Sewerage **Amendment No. 1, Vernon Township Sanitary Authority**, 16678 McMath Avenue, Meadville, PA 16335-6588.

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

Description of Proposed Action/Activity: Application to install and operate an automated chemical feed system at the Fredericksburg Wastewater Treatment Facility to meet seasonal phosphorous limits.

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 5107002-R	Penrose Park Associates, LP 1750 Walton Road Blue Bell, PA 19422-0465	Philadelphia	City of Philadelphia	Schuylkill River (WWF-MF)
PAI01 151208	Brown Family Partnership 125 Limestone Road Oxford, PA 19363	Chester	Lower Oxford Township	West Branch Big Elk Creek (HQ-TSF-MF)

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

Allegheny County Conservation District, Lexington Technology Park, Building 1 Suite 102, 400 North Lexington, Pittsburgh, PA 15208 (412) 241.7645

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI050212001	VAMCO International 555 Epsilon Drive Pittsburgh, PA 15238	Allegheny	O'Hara Township	UNT to Squaw Run (HQ-WWF)

Armstrong County Conservation District, Armsdale Administration Building, 124 Armsdale Road, Kittanning, PA 16201 (724) 548-3435

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI050312001	Kittanning Suburban Joint Water Authority 710 Tarrtown Road Adrian, PA 16210	Armstrong	North Buffalo East Franklin	UNT to Glade Run (TSF) UNT to Pine Run (HQ-TSF) Marrowbone Run, Allegheny River (WWF)

Westmoreland County Conservation District, 218 Donohoe Road, Greensburg, PA 15601 (724) 837- 5271

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI056512003	Donald Tarosky Colony Norwin, LLC & Bob Massie Auto Sales, Inc. 8954 Hill Drive Irwin, PA 15642 & 1200 Long Run Road White Oak, PA 15131	Westmoreland	North Huntingdon Tonwnship	Long Run (HQ-TSF)

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>
Theodore L. Esbenshade 29 Engle Rd Marietta, PA 17547	Lancaster	500	4096.1	Layers	NA	R

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

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

Application No. 1512502 Public Water Supply

Applicant	Borough of Phoenixville
Borough	Phoenixville
County	Chester
Responsible Official	Jesse D. Semanchik, P.E. 212 Continental Drive Suite 207 Newark, DE 19713
Type of Facility	PWS
Application Received Date	February 24, 2012
Description of Action	Improvements to the existing water system, including new floating covers for the finished water reservoirs, repainting and

installation of a mixer at the Lane Avenue standpipe, and water treatment plant improvements, including installation of plate settlers, sludge collectors, flocculation tank baffles, filter valves and actuators, filters controls, and chemical feed improvements.

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

Application No. 2520065, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc.
[Township or Borough]	Palmyra Township, Pike County
Responsible Official	Steve E. Clark, Honesdale Div. Mgr. Aqua Pennsylvania, Inc. 1775 North Main Street Honesdale, PA 18431
Type of Facility	Community Water System
Consulting Engineer	Douglas E. Berg, PE Entech Engineering, Inc. P. O. Box 32 Reading, PA 19603
Application Received Date	March 15, 2012
Description of Action	Application for abandonment of three (3) low yield wells serving the Tanglwood Lakes Development.

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

Permit No. 2012503, Public Water Supply

Applicant	Hayfield Estates Mobile Home Park
Township or Borough	Hayfield Township
County	Crawford
Responsible Official	Richard D. Grubbs
Type of Facility	Public Water Supply
Consulting Engineer	Mark J. Corey, P.E. Mark J. Corey & Associates P. O. Box 268 Harborcreek, PA 16421
Application Received Date	March 30, 2012
Description of Action	Permit modifications with the groundwater rule to add two tanks.

Permit No. 3712503, Public Water Supply

Applicant	Heritage Hills Mobile Home Park
Township or Borough	Pulaski Township
County	Lawrence
Responsible Official	Scott F. Berlin
Type of Facility	Public Water Supply

Consulting Engineer William P. Deemer, P.E.
William P. Deemer & Associates
205-B South Duffy Road
Butler, PA 16001

Application Received Date March 30, 2012

Description of Action Permit modifications for the purpose of finished water storage and the necessary additional disinfection contact time to achieve 4-Log compliance.

Permit No. 1612501, Public Water Supply

Applicant **Piney Creek LP**

Township or Borough Piney Township

County **Clarion**

Responsible Official Kendall Reed

Type of Facility Public Water Supply

Consulting Engineer Rulison Evans, P.E.
Gannett Fleming, Inc.
Foster Plaza 3, Suite 200
601 Holiday Drive
Pittsburgh, PA 15220

Application Received Date March 30, 2012

Description of Action Replace potable water system with well water source and treatment system.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 5812502MA, Minor Amendment.

Applicant **PA American Water Company Susquehanna Division**

[Township or Borough] Susquehanna Borough
Susquehanna County

Responsible Official Mr. David Kaufman
Vice-President Engineering
800 West Hershey Park Drive
Hershey, PA. 17033

Type of Facility Public Water Supply

Consulting Engineer Ms. Diana Young, PE
Buchart Horn, Inc.
445 West Philadelphia Street
York, PA. 17401-3383

Application Received Date 3/2/12

Description of Action This project provides for the construction of a 600,000 gallon concrete ground storage tank and 1,600 LF of 12-in interconnect piping. The tank is 50 feet in diameter by 40 feet high. The existing Convent Street tank will

be demolished. The existing PRV at the water treatment plant will be removed and a new PRV vault will be installed on the main serving the Laneshoro and Hallstead areas of the system.

Application No. 6412502MA

Applicant **Sunrise Terrace Management, LLC**

[Township or Borough] Honesdale Borough
Wayne County

Responsible Official Leanne Heller, Operations Manager
Box 677
Morgantown, PA 19543

Type of Facility Community Water System

Consulting Engineer James A. Cieri, PE
ACT ONE Consultants, Inc.
200 South 41st Street
Harrisburg, PA 17111
717-236-7500

Application Received Date March 26, 2012

Description of Action Application for modifications to the community water system serving Sunrise Terrace Mobile Home Park to include replacement of a 1000 gallon hydro pneumatic tank with two (2) 264 gallon pressure tanks and replacement of three (3) 1500 gallon contact tanks with three 1700 gallon tanks.

Application No. 4512502MA, Minor Amendment.

Applicant **Buck Hill Falls Water Company**

[Township or Borough] Barrett Township
Monroe County

Responsible Official Mr. Michael R. O'Shea, President
Buck Hill Falls Company
PO Box 426
Buck Hill Falls, PA. 18323-0426

Type of Facility Public Water Supply

Consulting Engineer Charles H. Niclaus, PE.
Niclaus Engineering Corporation
804 Sarah Street
Stroudsburg, PA. 18360

Application Received Date 03/09/2012

Description of Action This project provides for replacing the chlorine gas with hypochlorite at Well #2: addition of a 2nd static mixer at the filter plant: change existing diaphragm metering pumps to peristaltic feed pumps, and change corrosion control chemical.

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

Application No. 3212503GWR, Minor Amendment.

Applicant **Green Township Municipal Authority**
PO Box 129
Commodore, PA 15729

[Township or Borough] Green Township

Responsible Official David Putt, Plant Operator
Green Township Municipal Authority
PO Box 129
Commodore, PA 15729

Type of Facility Water system

Consulting Engineer

Application Received Date March 8, 2012

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

Application No. 0312502MA, Minor Amendment.

Applicant **Borough of Ford City**
PO Box 112
Ford City Borough, PA 16226

[Township or Borough] Ford City Borough

Responsible Official Patrick Cujas, Operator
Borough of Ford City
PO Box 112
Ford City Borough, PA 16226

Type of Facility Water system

Consulting Engineer Buchart Horn, Inc.
Liberty Technology Center
2200 Liberty Avenue
Suite 300
Pittsburgh, PA 15222

Application Received Date April 3, 2012

Description of Action Installation of sedimentation basin roof.

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:

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

Hankee Residence, 3406 Franklin Street, Washington Township, **Lehigh County**. Janine Jacobs and Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 have submitted a Notice of Intent to Remediate on behalf of their client, Mr. and Mrs. Ian Hankee, 3406 Franklin Street, Emerald, PA 18080, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release during a fuel oil delivery. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the site is residential. A summary of the Notice of Intent to Remediate was published in *The Express Times* on February 10, 2012.

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

Former Nauman's Garage, 404 South Market Street, Elizabethtown, PA, Elizabethtown Borough, **Lancaster County**. RETTEW Associates, Inc., 3020 Columbia Avenue, Lancaster, PA 17603, on behalf of Elizabethtown Borough, 600 South Hanover Street, Elizabethtown, PA 17022, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with gasoline, waste

oil and hydraulic oil from historic operations of a gasoline and automotive repair garage. The site will be remediated to the Residential Statewide Health Standard. Development of the site will create public use areas including a roadway and a community plaza.

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

Heath Oil Incident (Mullet & Mattis Properties), East Mead Township, **Crawford County.** ER&R, Inc., 4250 Route 6N, Edinboro, PA 16412 on behalf of Heath Oil, Inc., P. O. Box 1128, Oil City, PA 16301 has submitted a Notice of Intent to Remediate. A bulk transporter was involved in a traffic accident that resulted in the release of approximately 1,000 gallons of unleaded gasoline to the environment. Future use of the property is expected to remain residential. The Notice of Intent to Remediate was published in *The Meadville Tribune* on March 15, 2012. The proposed cleanup standard for the site is Statewide Health.

Villa Maria Community Center, Pulaski Township, **Lawrence County.** Flynn Environmental, Inc., 5640 Whipple Avenue NW, Suite 1, North Canton, OH 44720 on behalf of Sisters of the Humility of Mary, 276 Villa Maria Road, Villa Maria, PA 16155 has submitted a Notice of Intent to Remediate. An underground storage tank released heating oil impacting the subsurface soil and groundwater. Samples were analyzed for benzene, toluene, ethylbenzene, cumene, MTBE, naphthalene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The proposed future use of the property will continue to be the activities currently associated with the Villa Maria Community Center. The proposed cleanup standard is Statewide Health. The Notice of Intent to Remediate was published in *The New Castle News* on March 7, 2012.

Dresser Piping Solutions, City of Bradford, **McKean County.** Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110 on behalf of DII Industries, LLC., P. O. Box 42806, Houston, TX 77242-2806 has submitted a Notice of Intent to Remediate. The site has been impacted by historical operations resulting in limited presence of various regulated substances in vadose zone soils proximate to an existing hazardous waste storage shed. The site is located within an active manufacturing facility. The intended future use of the property will be manufacturing. The Notice of Intent to Remediate was published in *The Bradford Era* on January 28, 2012. The proposed remediation standard is Statewide Health.

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 and Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support mate-

rials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

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

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

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121–143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401–7671q) and regulations adopted under the Federal Clean Air Act.

PLAN APPROVALS

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

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

63-00936F: Markwest Liberty Midstream & Resources, LLC (1515 Arapahoe Street, Tower 1, Suite 1600, Denver, CO 80202-2137) to install heater for Deethanizer project and modifications to truck/rail load-out at Houston Plant in Chartiers Township, **Washington 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.

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

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

59-00017C: Hitachi Metals Automotive Components USA, LLC (18986 Route 287, Tioga, PA 16946-8815) for modification to the foundry operation at their

facility in Lawrence Township, **Tioga County**. The respective facility is a state only (synthetic minor) facility for which a state only operating permit has been issued.

The Department's review of the information submitted by Hitachi Metals Automotive Components USA, LLC indicates that modification of the foundry will meet all applicable air quality regulatory requirements pertaining to air contamination sources and the emission of air contaminants. Based on these findings, the Department intends to issue a plan approval for the modification of the foundry. Additionally, if the Department determines the foundry is operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into a state only (synthetic minor) operating permit.

The following is a summary of the conditions that the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements:

1. The emission of volatile organic compounds from the pouring & cooling section of Line 2013 (Source P207) shall not exceed 0.941 pound per ton of metal poured, as measured at the stack.

2. No more than 33,325 tons of metal shall be poured in Line 2013 (Sources P207, P208 and P209) in any 12 consecutive month period.

3. By no later than December 31, 2012, and by no later than every two years thereafter (December 31, 2014, December 31, 2016, etc.), but, in each case, not more than one year prior to the specified deadline, the permittee shall perform volatile organic compound stack testing upon Sources P207, P208 and P209 incorporated in Line 2013 using test methods and procedures acceptable to the Department. All testing shall be performed while the source is operating at its normal maximum rate of production.

4. By no later than December 31, 2012, and by no later than every two years thereafter (December 31, 2014, December 31, 2016, etc.), but, in each case, not more than one year prior to the specified deadline, the permittee shall perform volatile organic compound stack testing upon Sources P203, P204 and P205 incorporated in Line 2070 using test methods and procedures acceptable to the Department. All testing shall be performed while the source is operating at its normal maximum rate of production.

5. All conditions contained in State Only Operating Permit 59-00017 remain in effect unless superseded or amended by conditions contained in this plan approval. If there is a conflict between a condition or requirement contained in this plan approval and a condition or requirement contained in State Only Operating Permit 59-00017, the permittee shall comply with the condition or requirement contained in this plan approval rather than the conflicting condition or requirement contained in State Only Operating Permit 59-00017.

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

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

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

63-00955B: National Fuel Gas Supply Corp. (1100 State Street, Erie, PA 16512) for installation and initial temporary operation of two (2) new Solar Taurus 70 natural gas-fired turbines rated at 10,280 HP each at their Buffalo Compressor Station in Buffalo Township, **Washington County**.

In accordance with 25 Pa. Code §§ 127.44—127.46, the Department of Environmental Protection (DEP) intends to issue Air Quality Plan Approval: PA-63-00955B to allow the installation and initial temporary operation of two new Solar Taurus 70 natural gas-fired turbines rated at 10,280 HP each at the Buffalo Compressor Station located in Buffalo Township, Washington County. Two currently authorized lean burn natural gas-fired compressor engines rated at 2,370 bhp each will be incorporated into this plan approval.

Potential to emit from the facility is estimated to be 77.64 tons of nitrogen oxides (NO_x), 72.04 tons of carbon monoxide (CO), 34.03 tons of particulate matter less than 10 microns (PM₁₀), 2.7 tons of sulfur oxides (SO_x), 31.02 tons of volatile organic compounds (VOC), 6.62 tons of formaldehyde (HCHO), 9.57 tons of hazardous air pollutants (HAP), and 109,221 tons of carbon dioxide equivalents (CO₂e) per year. The potential to emit increase for CO₂e is estimated at 84,499 and is not considered significant because this is an existing natural minor facility. Best available technology (BAT) for the proposed natural gas-fired turbines includes good combustion practices including operation in SoLoNO_x mode, minimization of startup and shutdown events, and proper maintenance and operation. The authorization is subject to State regulations including 25 Pa. Code § 123.31, and Federal New Source Performance Standards (NSPS) including 40 CFR Part 60 Subpart KKKK for stationary combustion turbines. The reporting of greenhouse gas emissions in the form of CO₂e and on a mass basis has also been included in this Plan Approval. Plan Approval has been conditioned to ensure compliance with all applicable rules. This includes NO_x, CO, and VOC emission limits, stack testing, work practice standards, monitoring, recordkeeping, and reporting conditions. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently apply for a Title V Operating Permit in accordance with 25 Pa. Code Subchapter F. Buffalo Compressor Station has become a Title V facility based solely on GHG emissions through Step 2 of U.S. EPA's Greenhouse Gas Tailoring Rule.

Interested persons may submit written comments, suggestions, or objections concerning the proposed Plan Approval to Alan Binder, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Written comments submitted to the Department shall include the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-63-00955B) and a concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval. All comments must be received prior to the close of business 30 days after the date of this publication. For additional information you may contact Alan Binder at 412-442-4168.

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

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

25-996C: Advanced Finishing USA (7401 Klier Drive, Fairview Business Park, Fairview PA 16506) to construct and operate a third surface coating booth at their existing facility in Fairview Township, **Erie County**. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. The facility currently operates under state only operating permit 25-00996 which expires August 31st, 2014.

VOC emissions will be minimized from the application of VOC compliant coatings as required by 25 Pa. Code § 129.52. PM emissions will be controlled by the booth's paint arresting filter which is greater than 90% efficient. These air contaminate reduction measures are consistent with current best available technology (BAT).

The source shall comply with conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology for the source:

1. VOC emissions from this facility shall not exceed 12.0 tpy based on any consecutive 12-month period. Particulate matter emissions shall not exceed 0.02 grains/dscf.
2. All maintenance performed on and observations of the paint booth's paint arrestor shall be recorded in a log. The permittee shall maintain all logs on-site for a period of five years and furnish these records to the Department upon request.
3. The volume of each material consumed, which contains VOC and/or HAP, shall be recorded monthly in a log. Each month's total VOC and HAP emissions shall be kept in this log.
4. The permittee shall record pressure drop weekly (defined as at least once every calendar week) from the control device (these records may be done with strip charts recorders, data acquisition systems, or manual log entries).
5. 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.
6. A manometer or equivalent shall be installed and maintained at a conveniently readable location on the paint booth to monitor pressure drop across the filter. The filter shall be operated in the pressure range prescribed by the manufacturer.
7. Those conditions contained in 25 Pa. Code § 129.52 which are applicable to this facility.

Emissions from the facility are not anticipated to increase as a result of this project. For additional information contact Jacob G. Chemsak at (814) 332-6638.

OPERATING PERMITS

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

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

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

V11-003: Exelon Generating Co.—Richmond Station (3901 North Delaware Avenue, Philadelphia, PA 19137) for a Title V Operating Permit in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) 838 MMBTU/hr combustion turbines and a 1.77 MMBTU/hr boiler.

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

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

Intent to Issue Operating Permits under the Air Pollution Control Act 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

46-00008: Coopers Creek Chemical Corp. (884 River Road, West Conshohocken, PA 19428) for renewal of a Non-Title V Facility, State-Only, Natural Minor Permit in Upper Merion Township, **Montgomery County**. Coopers Creek Chemical Corporation operates a crude coal tar distillation facility. The sources of emissions include boilers, crude coal tar distillate process tanks, road tar storage tanks, creosote tanks and other road tar product storage vessels. The facility has a potential to emit less than 25 tons per year of Volatile Organic Compounds (VOCs). Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

67-03099: Bituminous Paving Materials (1300 Zinn's Quarry Road, York PA 17404) for their hot mix batch asphalt plant in West Manchester Township, **York County**.

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

The subject asphalt plant has an estimated emissions potential of more than 10 tons per year of particulate matter. The asphalt plant is subject to 40 CFR Part 60, Subpart I for hot mix asphalt facilities. The Operating Permit renewal will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Copies of the

renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and 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, New Source Review Chief, 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.

36-03121: Cadmus Journal Services, Inc. (3575 Hempland Road, Lancaster PA 17601) for their commercial printing facility in West Hempfield Township, Lancaster County.

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

The subject facility has actual emissions of 1.8 tpy of NO_x, 1.7 tpy of CO and 11.5 tpy of VOCs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

Mr. Thomas Hanlon, Facility Permitting 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 or protests.

28-03013: Grove Bowersox Funeral Home, Inc. (50 S Broad Street, Waynesboro, PA 17268) for operation of their human crematory facility in Waynesboro Borough, Franklin County.

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

The estimate Potential emissions in year 2011 were: 1.75 tons per year of CO, 2.1 tons per year of NO_x, 0.44 tons per year of PM, 0.72 tons per year of SO₂, and 1.03 tons per year of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and 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. 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.

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

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

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

18-00013: Clinton Hospital Corp. (24 Cree Drive, Lock Haven, PA 17745) to issue a renewal state only operating permit for their Lock Haven Hospital in the City of Lock Haven, Clinton County. The facility's sources include four natural gas/#2 fuel oil fired boilers, four emergency generators, and a 15,000 gallon fuel oil storage tank. The proposed state only operating permit contains all applicable Federal and State regulatory requirements including monitoring, recordkeeping, and reporting conditions.

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, Wilke-Barre, PA 18711-0790

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

458-302-009: Blue Ridge School District (RR3, Box 220, New Milford, PA 18834-9503) for installation of a new 6.0 MMBTU Biomass fired boiler for their facility to be in New Milford Township, **Susquehanna 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 Blue Ridge School District (RR3, Box 220, New Milford, PA 18834-9503) for their facility to be located in New Milford Township, Susquehanna County. This Plan Approval No. 458-302-009 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 58-302-009 is for the installation of a new 6.0 MMBTU Biomass fired boiler. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. The company shall be subject to and comply with 25 Pa. Code § 123.22 for Sulfur Compound Emissions. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The company is subject to NESHAP Part 63 Subpart JJJJJ requirements. 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.

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.: 58-302-009.

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.

40-399-077: InterMetro Industries Corp. (651 North Washington Street, Wilkes-Barre, PA 18705) for construction and operation of three (3) plating tanks with scrubbers at Plant 1 for their facility to be in Wilkes-Barre City, **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 InterMetro Industries Corp. (651 North Washington Street, Wilkes-Barre, PA 18705) for their facility to be located in Wilkes-Barre City, Luzerne County. This Plan Approval No. 40-399-077 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 40-399-077 is for the construction and operation of three plating tanks with scrubbers at Plant 1. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO_x emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO_x, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to NESHAP Subpart N and Subpart WWWW and 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

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 name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 40-399-077 and 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.

40-399-078: L & P Berwick—Division of Leggett & Platt (515 Salem Boulevard, Berwick, PA 18603) for operation of a polyurethane carpet padding operation with baghouse at their facility in Salem Township, **Luzerne County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protec-

tion (DEP) has received and intends to issue a Plan Approval to L & P Berwick, A Division of Leggett & Platt (515 Salem Blvd., Berwick, PA 18603) for their facility located in Salem Twp., Luzerne County. This Plan Approval No. 40-399-078 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 40-399-078 is for the operation of a polyurethane carpet padding operation with baghouse at the facility. VOC emissions from the plant will not exceed 50 TPY threshold limit, 12-month rolling sum. Particulate emissions will not exceed 0.02 grains/dscf from the baghouse. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. 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 18711.

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 name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 40-399-078 and 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 18711, 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

30841307. Emerald Coal Resources, LP, (P. O. Box 1020, 158 Portal Road, Waynesburg, PA 15370), to revise the permit for the Emerald Mine No. 1 in Whiteley Township, **Greene County**, ACOE Pittsburgh, (Oak Forest, PA Quadrangle, from N: 9.85 inches; W: 0.01 inches to N: 17.82 inches; W: 0.02 inches). This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15), and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize stream restoration to eliminate stream pooling resulting from longwall mining to Mt. Phoebe Run and an associated unnamed tributary to Mt. Phoebe Run.

Written comments or objections on the request for Section 401 Water Quality Certification or to the issuance of the Water Obstruction and Encroachment Permit, (Stream Module 15) may be submitted to the Department within 30 days of the date of this notice to the District Mining Office identified above. Comments should contain the name, address and telephone number of the person commenting, identification of the request for 401 Water Quality Certification and Chapter 105 permit application (Stream Module 15) to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including relevant facts upon which they are based. The Water Obstruction and En-

croachment permit application is available for review at the California District Mining Office, by appointment, at the address listed above.

The application was considered administratively complete on March 28, 2012. Application received: January 27, 2012.

56773798 and NPDES No. PA0001881, Miller Springs Remediation Management, Inc., (5005 LBJ Freeway, Suite 1350, Dallas, TX 75244-6119), to renew the permit for the Bird Mine No. 2/No. 3 in Conemaugh Township, Somerset County and Stonycreek Township, **Cambria County** and related NPDES permit for reclamation-water treatment only. No additional discharges. The application was considered administratively complete on March 28, 2012. Application received: June 2, 2011.

30841307. Emerald Coal Resources, LP, (P. O. Box 1020, 158 Portal Road, Waynesburg, PA 15370), to revise the permit for the Emerald Mine No. 1 in Franklin and Jefferson Townships, **Greene County** to install seven boreholes. Application also includes a request for a Section 401 Water Quality Certification. Surface Acres Proposed 4.84. No additional discharges. The application was considered administratively complete on March 30, 2012. Application received: July 11, 2011.

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

56100101 and NPDES No. PA0262951. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, transfer of an existing bituminous surface mine from Berwind Coal Sales Company, 509, 15th Street, Windber, PA 15963, located in Paint Township, **Somerset County**, affecting 238.9 acres. Receiving stream(s): UTS to/and Stonycreek River classified for the following use(s): cold water fishery; warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 21, 2011.

56070103 and NPDES No. PA0262366. PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, revision of an existing bituminous surface, auger and refuse reprocessing mine to add 20.0 additional coal acres to the existing SMP boundary in Stonycreek Township, **Somerset County**, affecting 338.3 acres. Receiving stream(s): UTS to/and Schrock Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 21, 2012.

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

63120101 and NPDES Permit No. PA0252191. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Application for commencement, operation and reclamation of a bituminous surface mine, located in Somerset Township, **Washington County**, affecting 62.4 acres. Receiving streams: North Branch Pigeon Creek, Pigeon Creek, and unnamed tributaries to North Branch Pigeon Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: March 21, 2012.

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

24020102. P. and N. Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767) Renewal of an existing bituminous surface and coal ash placement operation in Benezette Township, **Elk County** affecting 118.9 acres.

Receiving streams: Unnamed tributaries to Porcupine Hollow Run and unnamed tributary to Chase Hollow, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is issued for reclamation only. Application received: March 26, 2012.

33120101 and NPDES Permit No. PA0259268. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Commencement, operation and restoration of a bituminous surface mine in Perry Township, **Jefferson County** affecting 232.0 acres. Receiving streams: Four unnamed tributaries to Mahoning Creek and Rose Run, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: March 26, 2012.

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

54-305-024GP12. Superior Coal Preparation Co-Op, LLC, (184 Schwenks Road, Hegins, PA 17938), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54851601 in Hegins and Hubley Townships, **Schuylkill County**. Application received: March 26, 2012.

54060202T. YZ-05, Inc., (154 North State Road, Branchdale, PA 17923), transfer of an existing anthracite coal refuse reprocessing operation from Cruz Bay Trading, Inc. in Frailey Township, **Schuylkill County** affecting 25.0 acres, receiving stream: Good Spring Creek, classified for the following use: cold water fishes. Application received: March 27, 2012.

54060202R. YZ-05, Inc., (154 North State Road, Branchdale, PA 17923), renewal of an existing anthracite coal refuse reprocessing operation in Frailey Township, **Schuylkill County** affecting 25.0 acres, receiving stream: Good Spring Creek, classified for the following use: cold water fishes. Application received: March 27, 2012.

Noncoal Applications Received

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

7873SM1A1C7 and NPDES Permit No. PA0225282. Penn Big Bed Slate Co., Inc., (P. O. Box 184, Slatington, PA 18080), new NPDES Permit for discharge of treated mine drainage from a quarry operation in Washington Township and Slatington Borough, **Lehigh County** affecting 50.07 acres, receiving stream: unnamed tributary to Trout Creek, classified for the following uses: cold water and migratory fishes. Application received: March 23, 2012.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a

tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more

stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

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

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

*The parameter is applicable at all times.

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

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

limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

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

Effluent Limits for Noncoal Mining Activities

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

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

* 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 war-

ranted. 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

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

NPDES No. PA0252158 (Mining permit no. 26100104), Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687), new NPDES permit for a bituminous surface mine in Wharton Township, **Fayette County**, affecting 41.3 acres. Receiving stream(s): unnamed tributaries to Mill Run and Mill Run, classified for the following use(s): HQ-CWF. Application received: December 9, 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 outfalls listed below will be using a non-discharge alternative (all treatment facilities) and a combination of non-discharge alternative and non-degrading discharges (all sediment ponds):

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
SP1	Y
SP2	Y
TFA	Y
TFB	Y

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

NPDES No. PA-0257842 (Mining permit no. 17110111), Sky Haven Coal, Inc., 5510 State Park Road, Penfield, PA 15849, new NPDES permit for surface coal mining in Bradford Township, **Clearfield County**, affecting 102.0 acres. Receiving stream(s): Valley Fork Run, classified for the following use(s): CWF. [Clearfield Creek Watershed TMDL] Application received: September 21, 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 Valley Fork Run:

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

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

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB1	Yes

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

Noncoal NPDES Draft Permits

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

NPDES No. PA0225274 on Surface Mining Permit No. 66090301. Noxen Sand & Materials, (2162 Chase Road, Shavertown, PA 18708), new NPDES Permit for a sand and gravel quarry operation in Noxen Township, **Wyoming County**, affecting 24.5 acres. Receiving stream: Beaver Run, classified for the following use: HQ-cold water fishes. Application received: March 16, 2012.

There will be no point-source discharge to Beaver Run. Non-discharge BMP's shall be in effect.

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

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

E46-1078. Pennsylvania Department of Transport, District 6, 7000 Geerdes Blvd, King of Prussia, PA 19406, **Montgomery County**. ACOE Philadelphia District

To perform the following water obstruction and encroachment activities associated with the improvement of the Main Street arch bridge, SR 0202-Section 520, across Stony Creek (TSF):

1. To rehabilitate and maintain the existing Main Street arch bridge. This work includes placement of rip-rap associated with scour protection at the upstream side of the bridge.

2. To place and maintain temporary support piles in the stream, immediately upstream and downstream of the bridge associated with the working platform.

3. To construct and maintain an outfall structure.

The project will permanently impact approximately 103 linear feet of stream. The site is located approximately 300 feet northwest of the intersection of Markley Street and Main Street in Norristown Borough, Montgomery County (Norristown, PA USGS Quadrangle N: 21.26 inches; W: 13.97 inches).

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

E54-353. Pennsylvania Department of Transportation, Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18103-1013, in Auburn Borough & West Brunswick Township, **Schuylkill County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing structure and to construct and maintain a two span pre-stressed concrete bulb tee beam bridge. The structure will have a span of 225 feet and an approximate underclearance of 18.3 feet over the Schuylkill River (CWF). The project is located along S.R. 895, Section 04B, Segment 0390 Offset 0477. (Auburn, PA Quadrangle, Latitude: 40°36'07"; Longitude: -76°5'19").

E35-438. City of Scranton, 101 West Poplar Street, Scranton, PA 18508, in City of Scranton, **Lackawanna County**, U.S. Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain a concrete arch bridge having a 36-foot span and an approximate underclearance of 13.7 feet approximately 100 feet across Leggetts Creek and to construct and maintain two 18-inch reinforced concrete stormwater outfalls in the floodway of Leggetts Creek (TSF). This project was previously authorized by Permit No. E35-371 which expired prior to commencement of construction. The project is on Rockwell Avenue approximately 0.1 mile northeast of West Market Street (Scranton, PA Quadrangle, Latitude: 41°26'33.6"; Longitude: -75°39'32.8").

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4802.

E28-373. Mr. Kenneth M. Waggoner, Driveway Culvert Construction, Lurgan Township, **Franklin County**, ACOE Baltimore District

To construct and maintain a 50.0-foot long 47.0-inch by 71.0-inch metal arch culvert in and across Laughlin Run (WWF, MF), impacting 0.1 acre of wetland, located on Mowersville Road approximately 1.25 miles northwest of the intersection of Mowersville Road and SR 641 (Newburg, PA Quadrangle, N: 5.36 inches, W: 15.84 inches; Latitude: N 40° 08' 46.31", Longitude: W -77° 36' 11") in Lurgan Township, Franklin County. The purpose of the project is to provide access to a home and agricultural areas.

E38-178. Lebanon Valley Conservancy, Inc., 752 Willow Street, Suite E, Lebanon, Pennsylvania 17046, in North Cornwall Township, **Lebanon County**, ACOE Baltimore District

To: 1) construct and maintain streambank stabilization and in-stream grade-control structures; 2) relocate and maintain 850.0 feet of the Quittapahilla Creek requiring the placement of fill, all for the purpose of improving and restoring the Quittapahilla Creek. The project is located along the Quittapahilla Creek starting at the Chestnut Street Bridge and extending downstream (Lebanon, PA Quadrangle: Latitude: 40°20'16", Longitude: 76°27'29") in North Cornwall Township, Lebanon County.

E67-897. Liberty Property Limited Partnership, 74 West Broad Street, Suite 530, Bethlehem, Pennsylvania 18018, in Fairview Township, **York County**, ACOE Baltimore District

To: 1) improve and maintain approximately 330.0 feet of streambank along an unnamed tributary to Fishing Creek (TSF, MF); and 2) install and maintain a 256.0-foot long temporary wetland crossing, all for the purpose of stabilizing the streambank of an unnamed tributary to Fishing Creek. The project is located at 600 Industrial Drive, Lewisberry, Pennsylvania 17339 (Steelton, PA Quadrangle, Latitude: 40°10'23", Longitude: -76°50'32") in Fairview Township, York County.

E67-898. York Township, 190 Oak Road, Dallastown, Pennsylvania 17313, in York Township, **York County**, ACOE Baltimore District

To: 1) relocate and maintain 600.0 feet of Mill Creek; 2) install and maintain fish enhancement structures in Mill Creek; and 3) restore and maintain 1,125.0 feet of Mill Creek (WWF, MF) for the purpose of improving fish habitat and stabilizing the stream. The project site runs parallel to Camp Betty Washington Road and is located at the southeast corner of the intersection of Camp Betty Washington Road and Chestnut Hill Road (York, PA Quadrangle; Latitude: 39°56'40", Longitude: -76°39'39") in York Township, York County.

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

E 63-641. City of Monongahela, 449 West Main Street, Monongahela, PA 15063, in the City of Monongahela, **Washington County**. ACOE Pittsburgh District.

The applicant proposes to construct, operate and maintain an L-shaped boat dock with a total length of approximately 280 feet and a width of 8.33 feet (area of 2333 square feet). The proposed structure will be constructed on the Monongahela River (WWF). The project is located at the end of Second Street approximately 300 feet from the intersection with SR-88 (USGS Monongahela, PA Quadrangle; N: 14.4 inches, W: 6.9 inches; Latitude: 40° 12' 20"; Longitude: 79° 56' 00")

East District: Oil and Gas Operations, 208 West Third Street, Suite 101, Williamsport, PA 17701

E5829-025. Angelina Gathering Company, LLC; 2350 North Sam Houston Parkway, Suite 125, Houston, TX 77032; Clifford and Lenox Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber bridge impacting

2,217 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 41' 02", Longitude: -75° 39' 39"),

2) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 22,750 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 41' 08", Longitude: -75° 39' 10"),

3) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline impacting 590 square feet of PSS wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 41' 05", Longitude: -75° 39' 04"),

4) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline impacting 110 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 41' 07", Longitude: -75° 38' 34"),

5) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 12,752 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 41' 19", Longitude: -75° 38' 41"),

6) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline impacting 125 square feet of PFO wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 41' 34", Longitude: -75° 38' 48"),

7) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 2,734 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 42' 08", Longitude: -75° 38' 32"),

8) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 2,508 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 42' 21", Longitude: -75° 38' 15"),

9) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 20 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 40' 32", Longitude: -75° 39' 50"),

10) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 20 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 40' 32", Longitude: -75° 39' 50"),

11) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 16 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 41' 04", Longitude: -75° 39' 03"),

12) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 120 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 41' 22", Longitude: -75° 38' 45"),

13) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter

HDPE waterline, and a temporary timber mat bridge impacting 56 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 41' 31", Longitude: -75° 38' 47"),

14) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 34 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 41' 31", Longitude: -75° 38' 47"),

15) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline impacting 10 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 41' 34", Longitude: -75° 38' 48"),

16) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 52 lineal feet of unnamed tributary to East Branch Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 41' 40", Longitude: -75° 38' 49"),

17) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 40 lineal feet of unnamed tributary to Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 42' 03", Longitude: -75° 38' 32"),

18) One 16 inch diameter and one 12 inch diameter steel natural gas gathering line, one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 50 lineal feet of unnamed tributary to Tunkhannock Creek (CWF) (Lenoxville, PA Quadrangle; Latitude: 41° 42' 04", Longitude: -75° 38' 35").

The project will result in 398 lineal feet of temporary stream impacts and 1.01 acres of temporary wetland impacts, all for the purpose of installing one 16 inch diameter and one 12 inch diameter steel natural gas gathering lines, and one 16 inch diameter HDPE waterline to provide for natural gas and freshwater conveyance for Marcellus Shale natural gas development.

E4129-038: Anadarko E&P Company LP, 33 West Third Street, Suite 200, Williamsport, PA 17701, Mifflin & Piatt Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two six inch waterlines impacting 81 linear feet of an unnamed tributary to Larry's Creek (EV) and 836 square feet of adjacent palustrine emergent (PEM) wetlands (Linden, PA Quadrangle 41°13'15"N 77°13'01"W);

2) two six inch waterlines impacting 43 linear feet of an unnamed tributary to Larry's Creek (EV) (Linden, PA Quadrangle 41°13'29"N 77°12'57"W);

3) two six inch waterlines impacting 48 linear feet of an unnamed tributary to Larry's Creek (EV) (Linden, PA Quadrangle 41°14'08"N 77°12'47"W);

4) two six inch waterlines impacting 81 linear feet of an unnamed tributary to Seeley Run (EV) (Linden, PA Quadrangle 41°14'32"N 77°12'38"W);

5) two six inch waterlines impacting 49 linear feet of Seeley Run (EV) (Linden, PA Quadrangle 41°14'38"N 77°12'38"W).

The project will result in 302 linear feet of temporary stream impacts and 0.02 acre of temporary wetland

impacts all for the purpose of installing freshwater pipelines with associated roadways for Marcellus well development.

E5829-026. Angelina Gathering Company, LLC; 2350 North Sam Houston Parkway, Suite 125, Houston, TX 77032; Lenox Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) Two 12 inch diameter steel natural gas gathering lines and one 16 inch diameter HDPE waterline impacting 355 square feet of PSS wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 40' 20", Longitude: -75° 39' 59"),

2) Two 12 inch diameter steel natural gas gathering lines and one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 3,850 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 40' 24", Longitude: -75° 39' 7"),

3) Two 12 inch diameter steel natural gas gathering lines and one 16 inch diameter HDPE waterline, and a temporary timber mat bridge impacting 1,487 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 40' 36", Longitude: -75° 39' 25"),

4) Two 12 inch diameter steel natural gas gathering lines and one 16 inch diameter HDPE waterline impacting 50 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 40' 47", Longitude: -75° 39' 27"),

5) Temporary rock construction entrance impacting 430 square feet of PEM wetlands (Lenoxville, PA Quadrangle; Latitude: 41° 40' 47", Longitude: -75° 39' 27").

The project will result in no disturbance to stream channels and 0.14 acre of temporary wetland impacts, all for the purpose of installing two 16 inch diameter steel natural gas gathering lines and one 16 inch diameter HDPE waterline to provide for natural gas and freshwater conveyance for Marcellus Shale natural gas development.

E0729-001. Caiman Penn Midstream, LLC, 5949 Sherry Lane, Suite 1300, Dallas, TX, 75225-8008. Richie Hodge Pipeline, in Freedom, Greenfield, and Juniata Townships, **Blair County**, ACOE Baltimore District.

To construct, operate, and maintain a 6-inch natural gas pipeline, with impacts to the following:

(1) 20 linear feet of a UNT to South Dry Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°21'19.2", Longitude: W78°30'30.4");

(2) 22 linear feet of a UNT to Carson Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'21.5", Longitude: W78°32'00.3");

(3) 21 linear feet of a UNT to Carson Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'20.4", Longitude: W78°32'02.9");

(4) 12 linear feet of a UNT to Carson Run (CWF, MF) via a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'19.8", Longitude: W78°32'05.8");

(5) 15 linear feet of Carson Run (CWF, MF) via a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'10.4", Longitude: W78°31'51.0");

(6) 26 linear feet of a UNT to Carson Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'36.9", Longitude: W78°32'18.6");

(7) 33 linear feet of a UNT to Carson Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'40.6", Longitude: W78°32'46.0");

(8) 21 linear feet of a UNT to Carson Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'40.5", Longitude: W78°32'52.4");

(9) 21 linear feet of a UNT to Carson Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°20'41.4", Longitude: W78°32'56.5");

(10) 4 linear feet of a UNT to Bobs Creek (EV, MF) via boring, (Blue Knob, PA Quadrangle, Latitude: N40°20'48.8", Longitude: W78°33'19.9");

(11) 56 square feet of an EV palustrine emergent and palustrine scrub/shrub wetland via boring, (Blue Knob, PA Quadrangle, Latitude: N40°20'48.8", Longitude: W78°33'19.9");

(12) 22 linear feet of a UNT to Bobs Creek (EV, MF) via boring and a temporary access road bridge crossing, (Blue Knob, PA Quadrangle, Latitude: N40°21'05.6", Longitude: W78°33'49.6");

(13) 36 linear feet of UNTs to Bobs Creek (EV, MF) via boring and temporary access road bridge crossings, (Blue Knob, PA Quadrangle, Latitude: N40°21'09.4", Longitude: W78°33'51.9");

(14) 21 linear feet of a UNT to Blue Knob Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°21'32.0", Longitude: W78°33'38.9");

(15) 21 linear feet of a UNT to Blue Knob Run (CWF, MF) via open cut trenching and a temporary access road culvert crossing, (Blue Knob, PA Quadrangle, Latitude: N40°21'35.8", Longitude: W78°33'34.5");

The project will result in 295 linear feet of temporary channel impacts and 56 square feet (0.01 acre) of permanent wetland impacts, all for the purpose of installing a natural gas pipeline and temporary construction access.

E0829-042: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Tuscarora and Wyalusing Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 747 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°42'27", Longitude: -76°12'24");

2. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°42'20", Longitude: -76°11'58");

3. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°42'06", Longitude: -76°11'51");

4. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 747 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°42'05", Longitude: -76°11'50");

5. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°41'51", Longitude: -76°11'45");

6. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) and impacting 2,401 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'44", Longitude: -76°11'41");

7. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 21,326 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'42", Longitude: -76°11'33");

8. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) and impacting 2,401 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'44", Longitude: -76°11'41");

9. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 87 linear feet of an unnamed tributary to Fargo Creek (CWF, MF) and impacting 4,021 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'45", Longitude: -76°10'28");

10. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 1,488 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'47", Longitude: -76°10'06");

11. one 12 inch diameter natural gas line impacting 62 linear feet of Fargo Creek (CWF, MF) (Laceyville, PA, Latitude: 41°41'48", Longitude: -76°10'00");

12. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 4,285 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'50", Longitude: -76°09'46");

The project will result in 609 linear feet or 10,408 square feet of temporary stream impacts and 37,576 square feet (.86 acre) of PEM wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development.

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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2553.

<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>
PAS802214 (Storm Water)	North American Bulk Transportation 3190 Daniels Road Nazareth, PA 18064	Northampton County Upper Nazareth Township	Unnamed Tributary to East Branch Monocacy Creek (2-C)	Y
PAS402202 (Storm Water)	RPM Recycling Inc. 701 North Broadway Wind Gap, PA 18091	Northampton County	Little Bushkill Creek (1-F)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0080829 (Industrial Waste)	Keystone Protein Company PO Box 37 Fredericksburg, PA 17026	Lebanon County / Bethel Township	UNT to Beach Run / 7-D	Y
PA0261637 (Industrial Waste)	NGK Metals Corporation 917 Highway 11 South Sweetwater, TN 37874	Berks County / Muhlenberg Township	Laurel Run / 3-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>
PA0222020 (Sewage)	Kuhl Road Property Association SFTF 5775 Kuhl Road Erie, PA 16510-4710	Erie County Harborcreek Township	Unnamed Tributary to Fourmile Creek (15)	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. PA0244589, Sewage, **Linh Quang Buddhist Temple**, 821 Ridge Road, Telford, PA 18969.

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

Description of Proposed Action/Activity: Approval for the issuance of an NPDES permit to discharge an average flow of 705 GPD from a facility known as Linh Quang Buddhist Temple STP to Unnamed Tributary of Ridge Valley Creek in Watershed 3-E.

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

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.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.2	XXX	0.6
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.

PA0263940, Sewage, SIC Code 8800, **Renee Terrill**, 21466 State Highway 86, Cambridge Springs, PA 16403. Facility Name: Terrill SRSTP. This proposed facility is located in Woodcock Township, **Crawford County**.

Description of Proposed Activity: This application is for a new NPDES permit for a new discharge of treated sanitary wastewater from a single residence.

The receiving stream, an Unnamed Tributary to the Woodcock Creek, is located in State Water Plan watershed 16-A and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

Parameters	Mass (lbs/day)		Concentration (mg/l)		
	Average Monthly	Minimum	Average Monthly	Instant. Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0
CBOD ₅	XXX	XXX	XXX	10	XXX
Total Suspended Solids	XXX	XXX	XXX	10	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX
				Geo Mean	1,000

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 in effect.

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

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

WQM Permit No. 0912401, Sewage, **Wrightstown Township**, 2033 Second Street Pike, Wrightstown, PA 18940.

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

Description of Action/Activity: Construction and operation of a wastewater treatment system which consist of individual grinder stations and a force main conveyance to treatment lagoon.

WQM Permit No. 2312401, Sewage **Delaware County Regional Water Quality Control Authority**, P. O. Box 999, Chester, PA 19016-0999.

This proposed facility is located in Rose Valley Borough, **Delaware County**.

Description of Action/Activity: The previous chlorination system that used chlorine gas is being replaced by one that uses sodium hypochlorite solution. The previous dechlorination system that used sulfite tablets is being replaced by one that uses sodium thiosulfate dry crystals.

WQM Permit No. 1505420, Sewage, **Renewal, West Vincent Township**, 729 St. Matthews Road, Chester Springs, PA 19425.

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

Description of Action/Activity: Renewal of continued operation of the existing WQM Permit.

WQM Permit No. 1505428, Sewage, **Amendment, Borough of Spring City**, 6 South Church Street, Spring City, PA 19475.

This proposed facility is located in Spring City Borough, **Chester County**.

Description of Action/Activity: Construction of chemical feed facilities for the addition of ferric chloride and/or aluminum sulfate at the Borough's WWTP to reduce effluent phosphorus concentrations.

WQM Permit No.1512402, Sewage, **Easttown Municipal Authority**, 566 Beaumont Road, Devon, PA 19333.

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

Description of Action/Activity: Construction of a new wet well/dry well sewage pumping station and emergency generator/control building, associated with piping and electrical work, site work, demolition of the existing system.

WQM Permit No. 2312402, Sewage, **Little Washington Wastewater Company**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

This proposed facility is located in Media Borough, **Delaware County**.

Description of Action/Activity: This permit is to improve modifications to Lincoln Street Pump Station.

WQM Permit No. WQG010037, Sewage, **Salisbury Behavioral Health, Inc.**, 6061 Durham Road, Pipersville, PA 18947.

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

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

WQM Permit No. 4693412, Sewage, **Jonathan Blair**, 136 Haldeman Road, Schwenksville, PA 19473.

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

Description of Action/Activity: Permit transferred from Michael and Carol English to Jonathan Blair.

WQM Permit No. 2389417-T3, Sewage, **M & B Environmental, Inc.**, 744 Harleysville Pike, Harleysville, PA 19438.

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

Description of Action/Activity: Permit transferred from American Commonwealth Management Services, Inc. to M & B Environmental, Inc.

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

WQM Permit No. 4012402, Sewage, SIC Code 4952, **Sanitary Sewer Authority of the Borough of Shickshinny**, PO Box 62, Shickshinny, PA 18655-0062.

This proposed facility is located in Conyngham Township, **Luzerne County**.

Description of Proposed Action/Activity: Issuance of Water Quality Management Permit for the upgrade of a 450,000 gpd wastewater treatment facility utilizing two new sequencing batch reactors plus the modification of its three existing treatment tanks.

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

WQM Permit No. 0795401 Amendment 11-1, Sewerage, **GSP Management Co.**, PO Box 677, Morgantown, PA 19543-0677.

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

Description of Proposed Action/Activity: Amendment approval for the modifications to sewage facilities consisting of the installation of a two tube tablet dispenser system between chlorine contact tank and the outfall to feed tablets for de-chlorination and a six tier aluminum or fiberglass cascade placed downstream of the dispenser.

WQM Permit No. WQG02361201, Sewerage, **Leacock Township Municipal Authority**, PO Box 558, 3545 West Newport Road, Intercourse, PA 17534.

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

Description of Proposed Action/Activity: Extension to the sanitary sewer system to provide upgrades for increased needs.

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

WQM Permit No. WQG018834, Sewage, **Jorden D. Mosher**, 8261 US Route 6, Union City, PA 16438.

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

Description of Proposed Action/Activity: Issuance of a new permit for a Single Residence Sewage Treatment Plant to replace a malfunctioning on-lot system.

WQM Permit No. 4374404, Sewage, **Amendment No. 3, Borough of Grove City**, P. O. Box 110, Grove City, PA 16127-0110.

This existing facility is located in Grove City Borough, **Mercer County**.

Description of Proposed Action/Activity: This permit amendment approves the modification/operation of sewerage wastewater facilities.

WQM Permit No. 2511405, Sewage, **Harborcreek Township Sewer Authority**, 5601 Buffalo Road, Harborcreek, PA 16421.

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

Description of Proposed Action/Activity: This permit approves the construction and operation of a pump station, force main, and sewer extensions to support 42 existing sanitary requirements on Garfield Avenue, Wallace Street, and Depot Street in Harborcreek Township.

WQM Permit No. WQG018832, Sewage, **Renee Terrill**, 21466 State Highway 86, Cambridge Springs, PA 16403.

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

Description of Proposed Action/Activity: Issuance of a new permit for a Small Flow Treatment Facility to repair a malfunctioning on-lot system.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1508069A-1	FSB—Willistown, LP 150 North Radnor-Chester Road—Suite A-220 Radnor, PA 19087	Chester	Willistown Township	Ridley Creek (HQ-TSF-MF)
PAI01 1509015A-1	Telvil Corporation 527 Main Street Harleysville, PA 19428	Chester	East Coventry Township	Unnamed Tributary Pigeon Creek/Schuylkill River (HQ-TSF)

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>
PAI023511003	North Pocono Public Library 123 Van Brunt St. Moscow, PA 18444	Lackawanna	Moscow Borough	Van Brunt Creek, HQ-CWF, MF
PAI023905022R	Pulte Homes 1100 Northbrook Drive Trevose, PA 19053	Lehigh	Lower Macungie Township, and Upper Macungie Township	Schaefer Run, HQ-CWF, MF

Southcentral Region: Watershed Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone 717-705-4802.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032111004	Mr. David W. Lutz Tex Visions Pine Hill Industrial Park PO Box 810 Carlisle, PA 17013	Cumberland	Middlesex Township	Letort Spring Run/ HQ-CWF, MF

Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050305004R	Armstrong County Industrial Development Council 124 Armsdale Road, Suite 205 Kittanning, PA 16201	Armstrong	South Buffalo Township	Pine Run (HQ-TSF) Nicholson Run (WWF)
PAI050312001	PennDOT District 10-0 PO Box 429 2550 Oakland Ave Indiana, PA 15701	Armstrong	West Franklin Township	UNT to Buffalo Creek (HQ-TSF)

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>
Aston Township Delaware County	PAG0200 2308023-R	J Grace Company PO Box 91 Chadds Ford, PA 19317	Tributary Chester Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Butler Township, Schuylkill County	PAG02005403020R	Irish Springs Subdivision Scott McCormick 16 North Oak St. Mt. Carmel, PA 17851	UNT to Little Mahanoy Creek, CWF, MF	Schuylkill Co. Cons. Dist. 570-622-3742
Wilkes-Barre City, Luzerne County	PAG02004012004	Wilkes University Justin Kraynack 84 W. South St. Wilkes-Barre, PA 18766	Susquehanna River, WWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Cumberland Twp. Adams County	PAG02000112002	Carl G. Woerner 1195 Herrs Ridge Road Gettysburg, PA 17325	Willoughby Run/WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Conewago Township Adams County	PAG02000111023	Laverne Leese BJMR Enterprises 932 Bollinger Road Littlestown, PA 17340	UNT to South Branch Conewago Creek/WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Tyrone Township Adams County	PAG02000111021	Malcolm Rudolph Granite Ridge Farms 200 Ginzle Road New Oxford, PA 17350	Tributary to Plum Run/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Germany Township Adams County	PAG02000112005	Tony R. Forbes Bon Ton Builders, Inc. 1060 Baltimore Street Hanover, PA 17331	Alloway Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Womelsdorf Boro. Berks County	PAI2030612001	Galen Good Squire Hill at Womelsdorf 1901 Birch Road Lebanon, PA 17042	UNT to Tulpehocken Creek/HQ-CWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Silver Spring Twp. Cumberland County	PAG02002110008R	Mark DiSanto Triple Crown Corporation 5351 Jaycee Avenue Harrisburg, PA 17112	Trindle Spring Run/CWF	Cumberland Co Conservation Dist 310 Allen Road, Suite 301 Carlisle PA 17013 717.240.7812

<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>
Elizabethtown Boro. Lancaster County	PAG02003611065	Elizabethtown Area Sch. Dist. 600 East High Street Elizabethtown, PA 17022	Conoy Creek/ TSF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
East Petersburg Boro. Lancaster County	PAG02003611104	Hempfield School District 200 Church Street Landisville, PA 17538	UNT Conestoga Creek/ TSF, MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Caernarvon Twp. Lancaster County	PAG02003612007	John M. Stoltzfus 2431 Conestoga Creek Road Narvon, PA 17555	Conestoga River/ WWF, MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Penn Township Lancaster County	PAG02003612013	Oak Tree Development Group, LLC 903 Wheatland Avenue Lancaster, PA 17603	Chickies Creek/ WWF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Mount Joy Township Lancaster County	PAG02003612014	Members 1st Federal Credit Union 5000 Louise Drive Mechanicsburg, PA 17055	UNT Conoy Creek/TSF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Brecknock Township Lancaster County	PAG02003612015	Pine Grove Mennonite Church 1194 Reading Road Bowmansville, PA 17057	Muddy Creek/ TSF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Brecknock Township Lancaster County	PAG02003612019	Raymond S. Zimmerman 1220 Muddy Creek Road Denver, PA 17517	Little Muddy Creek/TSF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Providence Twp. Lancaster County	PAG02003612020	Quarryville Borough Authority 300 Saint Catherine Street Quarryville, PA 17566	South Fork to Big Beaver Creek/TSF, MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Manor Township Lancaster County	PAG02003612021	M. James Cosentino 354 Rock Hill Road Millersville, PA 17551	UNT Susquehanna River/WWF, MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Providence Twp. Lancaster County	PAG02003612020	Quarryville Borough Authority 300 Saint Catherine Street Quarryville, PA 17566	South Fork to Big Beaver Creek/TSF, MF	Lancaster Co Conservation District 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5

Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG02000812014	Warren J Croft 13 Lyman Ave Waverly NY 14892	Cayuta Creek WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
PAG02000812015	Marty J Muggleton Terra Aqua Resource Mgmt 1000 Commerce Park Dr Williamsport PA 17701	UNT to Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
PAG02001712002	Thomas Delaney Exit 101 LLC 1018 Second St Encinitas CA 92024	Gravel Lick Run CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield PA 16830 Phone: (814) 765-2629
PAG02001912001	Matthew J Zoppetti PO Box 333 Bloomsburg PA 17815	W Branch of Briar Creek & N Branch of Susquehanna River CWF, MF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310 X 102
PAG02004111030	Francois Gingras Leclerc Foods USA 44 Park Dr Montgomery PA 17752	UNT to W.B. Susquehanna River WWF, MF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
PAG02005512002	Jeff Goff 88 Old Colony Rd Selinsgrove PA 17870	UNT to Penns Creek CWF	Snyder County Conservation District 10541 Route 522 Middleburg PA 17842 (570) 837-3000

Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG02000211046	The Housing Authority of the City of Pittsburgh 1000 Ross Street Pittsburgh, PA 15219	Allegheny County (WWF)	Allegheny County CD Lexington Technology Park Building 1 Suite 102 400 North Lexington Ave Pittsburgh, PA 15208 (412) 241-7645
PAG02001111008	Saint Francis University PO Box 600 Loretto, PA 15940	UNT to Clearfield Creek (CWF)	Cambria County CD 401 Candlelight Suite 221 Ebensburg, PA 15931 (814) 472-2120
PAG02003212003	COSM Realty Group, LTD 1265 Wayne Ave Indiana, PA 15701	Marsh Run/Stoney Run (CWF)	Indiana County CD 625 Kolter Dr Suite 8 Indiana, PA 15701 (724) 471-4751
PAG02003212005	Indiana County CD 625 Kolter Dr Suite 8 Indiana, PA 15701	Bear Run (CWF)	Indiana County CD 625 Kolter Dr Suite 8 Indiana, PA 15701 (724) 471-4751

<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>
Peters Township Washington County	PAG02006312007	Giant Eagle, Inc. Pasquale Avolio, P.E. 261 Kappa Drive Pittsburgh, PA 15238	UNT to Brush Run (WWF)	Washington County CD 2800 North Main St Suite 105 Washington, PA 15301 (724)705-7098
Slippery Rock Township Butler County	PAG02001012015	Slippery Rock Municipal Authority PO Box 157 Slippery Rock PA 16057	Slippery Rock Creek CWF	Butler County Conservation District 724-284-5270
Adams Township Butler County	PAG02001012016	Municipal Water Authority of Adams Township 600 Valencia Road PO Box 807 Mars PA 16046	Breakneck Creek WWF	Butler County Conservation District 724-284-5270
City of Erie Erie County	PAG02002512003	Erie County Convention Center Authority 809 French Street Erie PA 16501	Presque Isle Bay WWF	Erie County Conservation District 814-825-6403
Wilmington Township Lawrence County	PAG02003712004	New Wilmington Family Medicine Mr. Anthony Uberti 565 West Neshannock Ave New Wilmington PA 16142	UNT Little Neshannock Creek TSF	Lawrence County Conservation District 724-652-4512
Clinton County, Leidy and Noyes Townships	PAG2091812003	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Kettle Creek Basin/TSF	PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800
Plains Township Luzerne County	PAG2-1140-12-003	PA DEP Bureau of Abandoned Mine Reclamation 2 Public Square 5th Floor Wilkes-Barre, PA 18711-0790	Mill Creek (CWF)	PA DEP Bureau of Abandoned Mine Reclamation 2 Public Square 5th Floor Wilkes-Barre, PA 18711-0790 (570) 826-2371

General Permit Type—PAG-03

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicants Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
City of Philadelphia Philadelphia County	PAR600114	Angel Martinez dba Clearfield Recycling 547 W. Clearfield Street Philadelphia, PA 19133	Delaware River—3J	Southeast Region Clean Water Program 484.250.5970
City of Philadelphia Philadelphia County	PAR120025	Kraft Foods Global Inc. 12000 E. Roosevelt Boulevard Philadelphia, PA 19116	Unnamed Tributary To Walton Run—3J	Southeast Region Clean Water Program 484.250.5970
Lower Swatara Township Dauphin County	PAR113554	Tyco Electronics P. O. Box 3608 M.S. 106-018 Harrisburg, PA 17105-3608	UNT to Laurel Run / WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Wayne Township Crawford County	PAR608303 Hovis, Inc. 1973 Old Route 322 Cochranton, PA 16314	An Unnamed Tributary to French Creek (16-D)	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
City of New Castle Lawrence County	PAR218312 Castle Builder Supply, Inc. 1409 Moravia Street New Castle PA 16101-3930	Big Run (20-A)	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
South Pymatuning Township Mercer County	PAR128304 Dean Dairy Products Co. 1858 Oneida Lane, Sharpsville, PA 16150	Unnamed Tributary to McCullough Run (20-A)	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Union Township Erie County	PAG041066 Jordan D. Mosher 8261 US Route 6 Union City, PA 16438	Unnamed Tributary of South Branch French Creek 16-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-10

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bridgewater, Brooklyn Dimock Township Susquehanna County	PAG102223 Williams Field SVC Co LLC 1605 Coraopolis Heights Rd. Moon Township PA 15108	Meshoppen Creek CWF, MF UNT to Hop Bottom Creek CWF, MF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18701 (570-826-2511)
Bridgewater, Brooklyn Dimock & Springville Township Susquehanna County	PAG102224 Williams Field SVC Co LLC 1605 Coraopolis Heights Rd. Moon Township PA 15108	Meshoppen Creek Basin CWF, MF UNT to White Creek CWF, MF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18701 (570-826-2511)
Bridgewater & Forest Lake Township Susquehanna County	PAG102225 Williams Field SVC Co LLC 1605 Coraopolis Heights Rd. Moon Township PA 15108	Forest Lake Creek Basin CWF, MF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18701 (570-826-2511)
Forest Lake Township Susquehanna County	PAG102226 Williams Field SVC Co LLC 1605 Coraopolis Heights Rd. Moon Township PA 15108	Forest Lake Creek Basin CWF, MF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18701 (570-826-2511)
Bridgewater, Brooklyn Township Susquehanna County	PAG102227 Williams Field SVC Co LLC 1605 Coraopolis Heights Rd. Moon Township PA 15108	Meshoppen Creek CWF, MF	DEP—NERO Water Management 2 Public Square Wilkes-Barre, PA 18701 (570-826-2511)

*General Permit Type—PAG-12**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>
Delaware Township Juniata County	PAG123628	Benner's Swine Barn, LLC 56 Platt Hollow Road Thompsontown, PA 17094	UNT to Delaware Creek / TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Warwick Township Lancaster County	PAG123602	Elvin Hurst Poultry Farm 61 Clay Road Lititz, PA 17543	Lititz Run / WWF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Conewago Township York County	PAG123645	Sloat Crane Poultry Farm 170 Daugherty Road York, PA 17404	UNT to Little Conewago Creek / TSF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

Permit No. 2311508, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
762 West Lancaster Avenue
Bryn Mawr, PA 19010

Township	Middletown
County	Delaware
Type of Facility	PWS
Consulting Engineer	CET Engineering Services 1240 North Mountain Road Harrisburg, PA 17112
Permit to Construct Issued	March 29, 2012
<i>Central Office: Bureau Director, Safe Drinking Water, PO Box 8467, Harrisburg, PA 17105-8467</i>	
Permit No. [9996536] , Public Water Supply.	
Applicant	[Avoca Spring Water, Inc.]
[Township or Borough]	[Clifton Springs, New York]
Responsible Official	[Rosemary Viggiano, Manager]
Type of Facility	[Out of State Bottled System]
Effective Date	[March 30, 2012]
Description of Action	[Public Water Supply Permit to sell bottled water in Pennsylvania Rescinded for non-compliance with the monitoring requirements. All bottled water products from Avoca Spring Water, Inc. barred for sale in Pennsylvania.]

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

Operations Permit issued to: **Mountaintop Mobile Home Park**, 7360156, Caernarvon Township, **Lancaster County** on 3/29/2012 for the operation of facilities approved under Construction Permit No. 3611547 MA.

Operations Permit issued to: **F & P Enterprises**, 7360006, Brecknock Township, **Lancaster County** on 3/28/2012 for the operation of facilities approved under Construction Permit No. 3611534 MA.

Operations Permit issued to: **Heritage Estates Mobile Home Park**, 7360166, Providence Township, **Lancaster County** on 3/28/2012 for the operation of facilities approved under Construction Permit No. 3611535.

Operations Permit issued to: **Model Enterprises, Inc.**, 7360010, Rapho Township, **Lancaster County** on 3/30/2012 for the operation of facilities approved under Construction Permit No. 3611537 MA.

Operations Permit issued to: **Bailey Family Limited Partnership**, 7360023, Mount Joy Township, **Lancaster County** on 3/29/2012 for the operation of facilities submitted under Application No. 3612506 MA.

Operations Permit issued to: **Kensington Water Company**, 7280064, Letterkenny Township, **Franklin County** on 3/30/2012 for the operation of facilities submitted under Application No. 2812501 MA.

Source Water Protection Program Approval issued to **Birdsboro Municipal Authority**, 202 East Main Street, Birdsboro, PA 19508, PWSID 3060010, Borough of Birdsboro, **Berks County** on March 28, 2012.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
 [Township or Borough] Penn Township
 County **Snyder**
 Responsible Official Mr. Tate Hunsinger
 Aqua Pennsylvania, Inc.
 204 Sunbury Street
 Shamokin, PA 17872
 Type of Facility Public Water Supply
 Consulting Engineer Ms. Amanda Stank
 CET Engineering Services
 1240 North Mountain Road
 Harrisburg, PA 17112-1788
 Permit Issued March 28, 2012
 Description of Action 4-log inactivation of viruses at
 Entry Point 100 (Well No. 3).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Stony Brook Circle MHP**
 [Township or Borough] Orange Township
 County **Columbia**
 Responsible Official Donald Bennett, Sr., Operator
 Stony Brook Management, LLC
 P. O. Box 677
 Morgantown, PA 19543
 Type of Facility Public Water Supply
 Consulting Engineer James A. Cieri, P.E.
 ACT ONE Consultants, Inc.
 200 S. 41st Street, Suite A
 Harrisburg, PA 17111
 Permit Issued March 29, 2012
 Description of Action 4-log inactivation of viruses at
 Entry Point 101 (Well Nos. 1
 and 3).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Burnside Borough Water System**
 [Township or Borough] Burnside Borough
 County **Clearfield**

Responsible Official Burnside Borough Water System
 P. O. Box 208
 Burnside, PA 15721
 Type of Facility Public Water Supply
 Consulting Engineer Mr. John Larimer
 CME Engineering
 165 Union Street
 Somerset, PA 15501
 Permit Issued March 30, 2012
 Description of Action 4-log inactivation of viruses at
 Entry Points 101 and 102
 (Schoolhouse & Reservoir Wells).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Tiadaghton View MHP**
 [Township or Borough] Upper Fairfield Township
 County **Lycoming**
 Responsible Official Mr. Frank Perano
 GSP Management Company
 P. O. Box 677
 Morgantown, PA 19543
 Type of Facility Public Water Supply
 Consulting Engineer James A. Cieri, P.E.
 ACT ONE Consultants, Inc.
 200 S. 41st Street, Suite A
 Harrisburg, PA 17111
 Permit Issued March 30, 2012
 Description of Action 4-log inactivation of viruses at
 Entry Point 101 (Well Nos. 1, 2
 and 3).

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

Permit No. 2611507MA, Minor Amendment. Public Water Supply.

Applicant **National Pike Water Authority**
 PO Box 10
 Markleysburg, PA 15459
 [Borough or Township] Henry Clay and Wharton
 Townships
 County **Fayette**
 Type of Facility Water system
 Consulting Engineer McMillen Engineering
 115 Wayland Smith Drive
 Uniontown, PA 15401
 Permit to Construct Issued March 30, 2012

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

Transfer of Operation Permit issued to **Transitions Healthcare Autumn Grove, LLC d/b/a Autumn Grove Care Center**, PWSID #5100045, Harrisville Borough, **Butler County** on March 27, 2012. Action is for change in ownership; the potable water supplier will do business as Autumn Grove Care Center. The new permit number is 1010505-T1.

Cancellation of Permit issued to **Bonetti Health Care Center, Inc.**, PWSID #5100045, Harrisville Bor-

ough, **Butler County** on March 27, 2012. This action represents the cancellation of Permit Number 1087507 issued September 21, 1987. This action is due to a consolidation.

Cancellation of Permit issued to **Corsica, Rose, and Union Municipal Authority**, PWSID #6330006, Corsica Borough, **Jefferson County** on March 28, 2012. This action represents the cancellation of Permit Number 4895 issued September 13, 1933. This action is due to a consolidation.

Cancellation of Permit issued to **Corsica, Rose, and Union Municipal Authority**, PWSID #6330006, Corsica Borough, **Jefferson County** on March 28, 2012. This action represents the cancellation of Permit Number 4895-MA1 issued January 9, 1996. This action is due to a consolidation.

Transfer of Operation Permit issued to **Brookville Municipal Authority**, PWSID #6330004, Brookville Borough, **Jefferson County** on March 28, 2012. Action is for change in ownership and acquisition of the Corsica, Rose, and Union Municipal Authority; the potable water supplier will do business as Brookville Municipal Authority. The new permit number is 368W002-T1.

Operation Permit issued to **Rew Water Association**, PWSID #6420013, Foster Township, **McKean County**. Permit Number 4286501-MA1, issued March 29, 2012 for the operation of 4-Log treatment of viruses for Entry Point 101. This action is taken under the requirements of the Groundwater Rule.

Operation Permit issued to **Peter Rabbit Campground, Inc. d/b/a Brady Hills Mobile Home Park**, PWSID #5100869, Brady Township, **Butler County**. Permit Number 1001502-T1-MA1, issued March 29, 2012 for the operation of 4-Log treatment of viruses for Entry Point 101. This action is taken under the requirements of the Groundwater Rule.

Operation Permit issued to **Continental Communities, LLC d/b/a Forrest Brooke Mobile Home Park**, PWSID #6430062, Lackawannock Township, **Mercer County**. Permit Number 4389504-T1-MA1, issued March 28, 2012 for the operation of 4-Log treatment of viruses for Entry Point 101. This action is taken under the requirements of the Groundwater Rule.

Operation Permit issued to **Cooperstown Water Company**, PWSID #6610017, Cooperstown Borough and Jackson Township, **Venango County**. Permit Number 6188503-MA2, issued March 29, 2012 for the operation of 4-Log treatment of viruses for Entry Point 134 and 135. This action is taken under the requirements of the Groundwater Rule.

Operation Permit issued to **Jack R. Foht d/b/a Rainbow Valley Mobile Home Park**, PWSID #6250089, Waterford Township, **Erie County**. Permit Number 2587503-MA1, issued March 28, 2012 for the operation of 4-Log treatment of viruses for Entry Point 100. This action is taken under the requirements of the Groundwater Rule.

Operation Permit issued to **Sisters of the Humility of Mary, Villa Maria Community Center**, PWSID #6370048, Pulaski Township, **Lawrence County**. Permit Number 3788503-MA2, issued March 29, 2012 for the operation of 4-Log treatment of viruses for Entry Point 101. This action is taken under the requirements of the Groundwater Rule.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Hankee Residence, 3406 Franklin Street, Washington Township, **Lehigh County**. Janine Jacobs and Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 have submitted a Final Report on behalf of their client, Mr. and Mrs. Ian Hankee, 3406 Franklin Street, Emerald, PA 18080, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release during a fuel oil delivery. The report was submitted to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was published in *The Express Times* on February 10, 2012.

Bosch Rexroth Corp, 2315 City Line Road, Bethlehem City, **Lehigh County**. Martin Ingallon and Dean Cruciani, Pennsylvania Tectonics, Inc., 723 Main

Street, Archbald, PA 18403 have submitted a Final Report on behalf of their client, Bosch Rexroth Corporation, 2315 City Line Road, Bethlehem, PA 18017-2131, concerning the remediation of soil found to have been impacted by diesel fuel as a result of a release which occurred when a saddle tank from a tractor-trailer unit struck a curb due to inclement weather conditions. The report was submitted to document attainment of the Non-Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was to have been published in *The Morning Call* on March 19, 2012.

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

Former Schaefferstown Elementary School, 301 North Carpenter Street, Schaefferstown, Heidelberg Township, **Lebanon County**. SSM Group, Inc., 1047 North Park Road, Reading, PA 19610, on behalf of Eastern Lebanon County School District, 180 Elco Drive, Myerstown, PA 17067, submitted a Final Report regarding 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

Halliburton Energy Services, Inc. Clinton Township, **Lycoming County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857 on behalf of Halliburton Energy Services, Inc., 4 Girton Drive, Muncy, PA 17756 has submitted a Final Report concerning remediation of site soil contaminated with Benzene, Fluorene, Anthracene, Phenanthrene, Pyrene, Benzo(a) anthracene, Chrysene, Benzo(b)Fluoranthene, Benzo(a)Pyrene, Benzo(g,h,i) perylene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Keystone Mills, Washington Township, **Snyder County**. Northridge Group Incorporated, on behalf of Keystone Mills has submitted a Final Report concerning remediation of site soil contaminated with Benzene, Naphthalene, Anthracene, Benzo(a)anthracene, Benzo(a)pyrene, Benzo(b)fluoranthene, Benzo(g,h,i)perylene, Chrysene, Fluorene, Phenanthrene, and Pyrene for property owned by PennDot along Lenig Road. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Dresser Piping Solutions, City of Bradford, **McKean County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110 on behalf of DII Industries, LLC., P. O. Box 42806, Houston, TX 77242-2806 has submitted a Final Report concerning the remediation of site soil contaminated with Organic Compounds, Acenaphthene, Acenaphthylene, Acetone, Anthracene, Benzene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, 2-Butanone (methyl ethyl ketone), Carbon Disulfide, Carbon Tetrachloride, Chlorobenzene, Chrysene, Dibenzo[a,h]anthracene, Ethylbenzene, Fluoranthene, Fluorene, Indeno[1,2,3-cd]pyrene, Isopropylbenzene (cumene), 1-Methylnaphthalene, 2-Methylnaphthalene, Naphthalene, PCB-1254, PCB-1260, Phenanthrene, Pyrene, Tetrachloroethene, Toulene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, Xylene (total),

Inorganic Compounds, and Lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Reichhold Property, Beazer East Bridgeville, Newbury Market, South Fayette Township, Borough of Bridgeville, **Allegheny County**. Civil and Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh PA, 15205 on behalf of Beazer East, Inc., Newbury Development LP, and Cytec Industries, has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with naphthalene, aluminum, arsenic, iron, lead and manganese in area AEO-1. The property will be conveyed to Hardy Investment Associates LTD. The Final Report intends to document attainment of the site specific standard in area AOE-1. The Final Report was noticed in the *Pittsburgh Post-Gazette* on March 26 2012.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

PPL Wescosville Substation, Off Cetronia Road, between Krocks Road and Schantz Road, Upper Macungie Township, **Lehigh County**. Jennifer L. Sedora, PPL Electric Utilities Corp., 1639 Church Road (WALO), Allentown, PA 18104 submitted a Final Report, concerning the remediation of soil found to have been impacted by diesel fuel as a result of a release from an abandoned diesel tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on March 29, 2012. The report was originally submitted within 90 days of the release.

Jarrah Property, 2234 Center Street, Whitehall Township, **Lehigh County**. Thomas Martinelli, JMT Environmental Technologies, Inc. submitted a Final Report on behalf of his client, Mr. Adel Jarrah, 1934 Belleview Road, Whitehall, PA 18052, concerning the remediation of soil found to have been impacted by No. 2 heating oil as a result of a release from a non-regulated aboveground storage tank due to an overflow during fuel delivery. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on March 27, 2012. The report was originally submitted within 90 days of the release.

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

Fort Indiantown Gap Area 17, Building 17-40A, East Hanover Township, **Lebanon County**. PA Dept. of Military and Veterans Affairs, Office of Facilities and Engineering, Environmental Management, Building 0-11, Fort Indiantown Gap, Annville, PA 17003-5002, submitted a Final Report concerning remediation of site soils and groundwater contaminated with heating oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on March 26, 2012.

Merv Shenk Property, 360 South Ebensshade Road, Manheim, PA 17545, Rapho Township, **Lancaster County**. PA Tectonics, Inc., 826 Main Street, Peckville, PA 18452, on behalf of Merv Shenk, 360 South Ebensshade Road, Manheim, PA 17545, submitted a Final Report concerning remediation of site soils contaminated with diesel fuel due to a Delaware Valley Shippers, Inc. tractor trailer accident. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on March 27, 2012.

Lewis's Cleaners, 1422 North George Street, York, PA 17404, Manchester Township and North York Borough, **York County**. BL Companies, Inc., 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of Northgate Associates, 146 Pine Grove Circle, Suite 100, York, PA 17403, submitted a Remedial Investigation Report and Final Report concerning groundwater contaminated with

chlorinated solvents. The combined report demonstrated attainment of a combination of Residential Statewide Health and Site-Specific standards and was approved by the Department on March 28, 2012.

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

Mallard Contractors/Sunoco Pipeline Release, Coal Township, **Northumberland County**. Patrick S. Crawford, P.G., Crawford Environmental Services, 195 Proudfoot Drive, Birdsboro, Pa 19508 on behalf of Mallard Contracting Company, 122 Wilburton Road, Mount Carmel, Pa 17851 has submitted a Final Report concerning the remediation of site soil contaminated with benzene, ethylbenzene, Isopropylbenzene (cumene), methyl tertiary butyl ether (MTBE), naphthalene, toluene, xylenes (total), 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 23, 2012.

Pennsylvania General Energy Company LLC, Clara Township, **Potter County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823 on behalf of Penn General Energy Co., LLC, 120 Market Street, Warren, Pa 16365 has submitted a Final Report concerning the remediation of site soil contaminated with Benzene, Toluene, Ethylbenzene, Xylenes (total), Barium, Zinc. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 22, 2012.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

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

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.

General Permit No. WMGM034D002F. PPL Renewable Energy, LLC, 2 North 9th Street, Allentown, PA 18101-1179. Site: Blue Ridge Renewable Energy Plant, 1660 Orchard Road, Scotland, PA 17257.

The general permit is for the processing and beneficial use of landfill gas (LFG) generated by the landfill disposal of municipal waste. The Department of Environmental Protection, Bureau of Waste Management issued a determination of applicability under the General Permit No. WMGM034D002F on March 27, 2012.

Persons interested in reviewing the general permit may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

AIR QUALITY

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

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

GP3-28-05035C: Highway Materials, Inc.—St. Thomas Development, Inc. (1750 Walton Road, Blue Bell, PA 19422) on March 26, 2012, for portable nonmetallic mineral processing equipment in St. Thomas Township, **Franklin County**.

GP9-28-05035C: Highway Materials, Inc.—St. Thomas Development, Inc. (1750 Walton Road, Blue Bell, PA 19422) on March 26, 2012, for two (2) diesel fuel-fired internal combustion engines in St. Thomas Township, **Franklin County**.

GP3-67-05098E: Kinsley Construction, Inc. (PO Box 2886, York, PA 17405) on March 29, 2012, for portable nonmetallic mineral processing equipment under GP3 at the Penroc Quarry in West Manchester Township, **York County**.

GP9-67-05098E: Kinsley Construction, Inc. (PO Box 2886, York, PA 17405) on March 29, 2012, for a diesel-fired internal combustion engine under GP9, to power portable nonmetallic mineral processing equipment, at their Penroc Quarry in West Manchester Township, **York County**.

GP3-21-KR-12-1: BR Kreider and Son, Inc. (63 Kreider Lane, Manheim, PA 17545) on March 29, 2012, for portable nonmetallic mineral processing equipment under GP3 at the Pennsy Supply Silver Spring Quarry in Silver Spring Township, **Cumberland County**.

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

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

GP5-59-187B: SWEPI, LP (190 Thorn Hill Road, Warrendale, PA 15086) on March 26, 2012, for installation of Miratech SP-ZES-30x31-12-XH2B1 oxidation catalyst on each of the existing two 1340 bhp Caterpillar 3516 TALE 4SLB (serial numbers WPW02705, & WPW02656) (four-stroke lean-burn) compressor engine, for the construction and operation of one 1380 bhp Caterpillar G3516B LE 4SULB (four-stroke ultra-lean-burn) compressor engine equipped with a Miratech model IQ-RE-30EH (element)/ IQ-30-16-HSG (housing) oxidation catalyst, one 95 bhp GM 4.3L Vortec (4SRB) four-stroke rich-burn natural gas fired generator engine, one 10,000 gallon produced water Tank 1, and one 30.0 MMSCF/day and one 60.0 MMSCF/day glycol dehydrator unit, each equipped 0.275 MMBtu/hr and 0.55 MMBtu/hr re-boilers, respectively, at the Wellsboro #1 Compressor Station in Richmond Township, **Tioga County**.

GP14-60-127: White Springs Cremation Organization, LLC (2490 Red Ridge Road, Mifflinburg, PA 17844) on March 29, 2012, for construction and operation of an Armil CFS model CFR-2300 human cremation incinerator under the General Plan Approval and/or General Operat-

ing Permit for Human or Animal Crematories (BAQ-GPA/GP-14) at a site in Limestone Township, **Union County**.

GP3-41-588: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on March 30, 2012, to construct and operate a portable nonmetallic mineral processing plant with associated water spray dust suppression system pursuant to the General Plan Approval And/Or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-GPA/GP-3) at their Montoursville Plant facility in Loyalsock Township, **Lycoming County**.

GP9-41-588: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) on March 30, 2012, to construct and operate one 100 bhp Caterpillar model 3052 diesel-fired engine pursuant to the General Plan Approval And/Or General Operating Permit (BAQ-GPA/GP-9): Diesel or #2 Fuel-fired Internal Combustion Engines at their Montoursville Plant facility in Loyalsock Township, **Lycoming County**.

GP3-59-221A: Tioga Sand and Rock LLC (232 Bradshaw Road, Tioga, PA 16946) on March 30, 2012, to construct and operate a portable nonmetallic mineral processing plant with associated water spray dust suppression system pursuant to the General Plan Approval And/Or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-GPA/GP-3) at their Bradshaw Pit in Lawrence Township, **Tioga County**.

GP5-08-324C: Mid-Atlantic Gas Services, LLC (P. O. Box 54722, Oklahoma City, OK 73154-4722) on March 26, 2012, for the change of ownership of the sources at the Jefferson Compressor Station in Smithfield Township, **Bradford County**. The sources at the facility include the following: one 145 bhp Caterpillar G3306NA serial number G6X03216 four-stroke rich-burn natural gas-fired compressor engine equipped with a EMIT Technologies model EAH-1200T-0404F-21CEE catalytic converter, and two 1,680 gallon produced water tanks (TK-1 & TK-2).

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

GP5-32-00416: Mountain Gathering, LLC (810 Houston Street, Suite 2000, Fort Worth, TX 76102) on March 29, 2012, to allow the operation of one (1) Caterpillar, natural gas fired 4-stroke rich burn compressed engines, rated at 95 bhp 1,800 rpm. Three (3) storage tanks with an overall capacity of 10,500 gallons at their Wetzell/McKee Compressor Station, in Rayne Township, **Indiana County, PA**.

GP5-32-00415: Mountain Gathering, LLC (810 Houston Street, Suite 200, Fort Worth, Texas 76102) on March 29, 2012, to allow the operation of one (1) Caterpillar natural gas-fired engine, rated at 95 bhp, at their Maurer Compressor Station in Green Township, **Indiana County**.

GP5-32-00420: Laurel Mountain Midstream Operating, LLC 810 (Westpointe Corporate Center Three, 1065 Coraopolis Heights Road, Moon Township, PA 15108) on April 1, 2012, to allow the installation and operation of one Natco Dehydrator and reboiler, rated at 20 MMscfd and 0.4 MMBtu/hr respectively, and three storage tanks with a total capacity of 23,640 gallons at their Clyde North Compressor Station in Green 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

GP3-42-236E: Glenn O. Hawbaker, Inc.—McKean County Landfill (Hutchins Road, Mount Jewett, PA 16740) on March 27, 2012, for operation of a Portable Nonmetallic Mineral Processing Plant Scalper 107T Vibratory Screen (500 tph) (BAQ-GPA/GP-3) in Sergeant Township, **McKean County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

09-0021D: MRI Flexible Packaging Co. (120 Penns Trail, Newtown, PA 18940) on March 30, 2012, for installation of a new printing press at an existing facility in Newtown Township, **Bucks County**. This facility is a synthetic minor facility for VOC emissions. The facility wide VOC emissions will stay below 25 tons per year. The combined HAP emissions will be below 25 tons per year. Each HAP emissions will stay below 10 tons per year. The Plan Approval and Operating Permit 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, Facility Permitting Chief—
Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

28-05045A: PPL Renewable Energy, LLC (Two North Ninth Street (GEN PL2), Allentown, PA 18101) on March 26, 2012, for construction and temporary operation of a landfill gas electric generation facility, to be known as the Blue Ridge Renewable Energy Plant, at the Blue Ridge Landfill, in Greene Township, **Franklin County**. The Blue Ridge Renewable Energy Plant will consist of a landfill gas treatment system, four (4) landfill gas-fired reciprocating internal combustion engines (RICEs), four (4) associated electric generators, and an enclosed ground flare.

67-03132B: Voith Hydro, Inc. (P. O. Box 712, York, PA 17405-0712) on March 27, 2012, for construction of a surface coating operation consisting of two (2) spray paint areas at their facility in West Manchester Township, **York County**.

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

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

08-00016B: Dalrymple Gravel & Contracting Co., Inc. (2105, South Broadway, Pine City, NY 14871) on February 28, 2012, for a modification of existing drum mix and batch mix asphalt plants at the Chemung Plant in Athens Township, **Bradford 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

32-00055H: EME Homer City Generation, LP (1750 Power Plant Road, Homer City, PA 15748) on April 2, 2012, to construct and begin temporary operation of dry flue gas desulfurization (FGD) systems with fabric filters and associated support equipment for control of primarily SO₂ emissions from boiler Unit 1 & 2 at Homer City Generating Station in Black Lick and Center Townships, **Indiana County**. Secondary control of PM/PM10/PM2.5 mercury, lead, sulfuric acid mist, hydrogen chloride, fluorides, and VOC is expected.

32-00059E: GenOn Northeast Management Co. (121 Champion Way, Suite 200, Canonsburg, PA 15317) on March 30, 2012, to construct and begin temporary operation of selective catalytic reduction (SCR) systems and associated support equipment to control NO_x emissions at the Conemaugh Power Plant located in West Wheatfield Township, **Indiana County**. A reduction of PM/PM10, mercury, and sulfuric acid mist is also expected.

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

23-0111B: Janssen Research and Development, Inc. (145 King of Prussia Road, Radnor, PA 19087) on March 26, 2012, to operate a generator in Radnor Township, **Delaware County**.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—
Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

21-03081A: Keystone Bio-Fuels (2850 Appleton Street, Suite E, Camp Hill, PA 17011) on March 28, 2012, for construction and temporary operation of a 33 million gallon per year biodiesel production facility with methanol emissions controlled by a vapor recovery system in Lower Allen Township, **Cumberland County**. The plan approval was extended.

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

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

08-399-019E: Global Tungsten & Powders, Corp. (Hawes Street, North Towanda, PA 18848) on March 26, 2012, to extend the authorization to temporarily operate a process reactor (CR-6) and associated control devices at their facility located in North Towanda Township, **Bradford County** until October 17, 2012. The plan approval has been extended.

19-00001B: Rieter Automotive North America, Inc. (480 West 5th Street, Bloomsburg, PA 17815-1563) on March 28, 2012, to extend the authorization to operate the natural gas Boiler #7 (Source ID 033) on a temporary basis to November 20, 2012 at their facility located in Bloomsburg Borough, **Columbia County**. The plan approval has been extended.

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

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

04-00699G: NGC Industries, LLC—formerly National Gypsum Co. (168 Shippingport Hill Road, Shippingport, PA 15077-0346) on August 20, 2010 to authorize the use of ammonium sulfate as a board hardening accelerating agent at NGC's wallboard manufacturing facility in Shippingport, **Beaver County**. This process commenced operation on February 13, 2012, starting the 180-day period of temporary operation. Effective February 13, 2012, the expiration date of PA-63-00699G was modified to August 11, 2012.

65-00016H: Latrobe Specialty Steel Co. (2626 Ligonier St., Latrobe, PA, 15650) on April 2, 2012, to extend the plan approval until a renewal Title V operating permit can be issued to incorporate the plan approval requirements in Latrobe, **Westmoreland County**. Extension of the plan approval has been approved until September 30, 2012.

30-00077C: (Texas Eastern Transmission, L.P., P. O. Box 1642, Houston, TX 77251-1642) on March 28, 2012, DEP extended Air Quality Plan Approval PA-30-00077C for 180 days. Extension is to allow additional time for DEP to issue the pending TVOP application. PA-30-00077C was originally issued to authorize the installation of a third Solar Mars 100-150002S III turbine rated at 13,300 hp, a Waukesha emergency generator, rated at 400 hp and operating less than 100 hours per year, and two gas heaters rated respectively at 0.12 and 0.5 mmbtu/hr. Additionally, Texas Eastern permanently disabled one existing Rand KVS-412 internal combustion engine rated at 2,000 hp at the Holbrook Compressor Station located in Wind Ridge, Richhill Township, **Greene County, PA**. The plan approval has been extended.

32-00055G: EME Homer City Generation, LP, (1750 Power Plant Rd., Homer City, PA 15748) on April 1, 2012, to allow the continued construction and initial temporary operation of activated carbon injection (ACI) systems to control mercury emissions from boiler Units 1 & 2 at Homer City Generating Station located in Black Lick and Center Townships, **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

10-265B: Iron Mountain Information Management—The Underground (1137 Branchton Road, Boyers, PA 16020) on March 31, 2012, for the installation of ten (10) emergency generators at their facility in Cherry Township, **Butler County**.

37-307C: PSC Metals Inc. (5875 Landerbrook Drive, Suite 200, Mayfield Heights, OH 44124) on March 31, 2012, for modifications to the exhaust capture system associated with scrap cutting activities at their facility in the City of New Castle, **Lawrence County**.

62-017R: United Refining Company (15 Bradley Street, Warren, PA 16365) on March 31, 2012, for the removal of the external cyclones and expansion of the electric static precipitator that controls the FCC in Warren City, **Warren County**. This is a Title V facility.

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

23-00040: Laurel Pipe Line Co., L.P. (3398 Garnet Mine Road, Boothwyn, PA 19061-0917) on March 26, 2012, for a renewal of the Title V Operating Permit in Bethel Township, **Delaware County**. The initial permit was issued on 12-19-2001. The facility is a refined petroleum breakout station consisting of in-coming and out-going pipeline systems and aboveground breakout tanks. As a result of potential emissions of VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

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

17-00001: GenOn REMA LLC (121 Champion Way, Canonsburg PA 15317) on March 26, 2012 for their facility located in Bradford Township, **Clearfield County**. Renewal Title V Operating Permit 17-00001 contains monitoring, recordkeeping and reporting conditions to ensure compliance with all applicable Federal and State air regulatory requirements for stationary sources.

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

23-00099: Haven Memorial Park (2500 Concord Road, Chester, PA 19013) On March 28, 2012, for operation of a human crematory in Chester Township, **Delaware County**. The renewal permit is for a non-Title V (State only) facility. The sources of air emissions are 2 two-stage human crematory units, both firing on natural gas. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-00267: GlaxoSmithKline LLC (1250 S Collegeville Rd) On March 28, 2012, for an operating permit for a non-Title V (State only) facility for a Data Center in Upper Providence Township, **Montgomery County**. The initial operating permit is for a non-Title V (State only) facility. The source of emissions are eight, identical diesel/No. 2 fuel oil fired generator engines used to provide emergency power for the Data Center operations and for peak shaving purposes. The permit contains emission restrictions on visible emissions, nitrogen oxides (NO_x), volatile organic compounds (VOC), carbon monoxide (CO), particulate matter (PM), formaldehyde and fuel limitations on sulfur content and usage. The conditions of Plan Approvals 46-0267 and 46-0267A form the basis of this initial operating permit. GlaxoSmithKline will follow good air pollution control practices, monitoring, recordkeeping and reporting requirements designed to

keep the facility operating within all applicable air quality requirements. This facility was formerly known as SmithKline Beecham Research Company dba GlaxoSmithKline.

09-00211: Pennridge School District (1303 North 5th Street, Perkasio, PA 18944) On March 30, 2012, for operation of five (5) boilers and three (3) emergency generators in East Rockhill Township, **Bucks County**. The main emissions from this facility are Nitrogen Oxides (NO_x) produced by the consumption of fuels. The proposed operating permit is for a non-Title V (State Only), Synthetic Minor facility. It contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

35-00042: Scranton Sewer Authority (312 Adams Avenue, Scranton, PA 18503) on February 28, 2012, for operation of a sewer treatment facility located in the City of Scranton, **Lackawanna County**.

48-00090: PPL Interstate Energy (214 Shoemaker Road, Pottstown, PA 19464) on March 29, 2012, to issue a renewal state only (synthetic Minor) operating permit for a facility in Lower Mt. Bethel Township, **Northampton County**.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

67-05063: York Building Products Co., Inc. (PO Box 1708, York, PA 17405) on March 26, 2012 for the stone crushing and batch asphalt operations at the Roosevelt Quarry located in West Manchester Township, **York County**. The State-only permit was renewed.

36-03152A: Wenger's Feed Mill, Inc. (101 W Harrisburg Avenue, Rheems, PA 17570) on March 26, 2012 for the soybean processing facility located in West Donegal Township, **Lancaster County**. The State-only permit was renewed.

36-05008: Tyson Foods, Inc. (PO Box 1156, 403 S Custer Avenue, New Holland, PA 17557-0901) on March 26, 2012 for the poultry slaughtering and processing facility located in Earl Township, **Lancaster County**. The State-only permit was renewed.

67-03163: Ecore International, Inc. (76 Acco Drive, York, PA 17404) on March 26, 2012 for the waste tire processing facility located in York Township, **York County**. This permit number was changed from 67-05115 to 67-03163.

21-05050: Naval Inventory Control Point (5450 Carlisle Pike, Mechanicsburg, PA 17050-2411) on March 26, 2012 for the Naval Support Activities facility located in Hampden Township, **Cumberland County**. The State-only permit was renewed.

38-05038: Grosfillex, Inc. (230 Old West Penn Avenue, Robesonia, PA 19551-8904) on March 27, 2012 for the facility located in North Lebanon Township, **Lebanon County** that manufactures plastic indoor and outdoor furniture, decorative and utility shelving, garden planters, and window boxes and garden carts.

67-03074: Heffner Funeral Chapel & Crematory, Inc. (1551 Kenneth Road, York, PA 17408-2243) on March 28, 2012 for the human crematory located in West Manchester Township, **York County**. The State-only permit 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

41-00045: RP's Machinery Sales (175 Old Route 220 Highway, PO Box 507, Jersey Shore, PA 17740) on March 28, 2012, for their steel (bridge parts) fabrication facility located in Piatt Township, **Lycoming County**. The facility's main sources include a shot blast machine, oxygen-propane burning machines, and a surface coating operation. The State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

17-00046: HPM Industries, Inc.—Atlas Pressed Metals (125 Tom Mix Drive, DuBois, PA 15801) on March 30, 2012, for their powdered metal parts manufacturing facility located in the City of DuBois, **Clearfield County**. The facility's main sources include five (5) sintering furnaces, a dip sizing operation, and an oil impregnation system. The State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

17-00042: Clearfield Leather, Inc.—Wickett and Craig of America (120 Cooper Road, Curwensville, PA 16833) on February 8, 2012, for their plant in Curwensville Borough, **Clearfield County**. The facility's main sources include 4 spray booths, 1 cold cleaning solvent parts washer, 1 emergency generator, a process water treatment facility and 19 combustion units. The 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

11-00515: J-Lok, Co.—Cresson Plant (258 Kappa Drive, Pittsburgh, PA 15238) on March 29, 2012, to issue a State Only Operating Permit for the manufacturing of mine bolt resin cartridges designed for underground mine roof bolting located in Cresson Township, **Cambria County**. The subject facility consists of a single dock for unloading barges with one clam shell crane. Material is transferred by clam shell bucket to a 400 ton per hour hopper where it is conveyed by a partial covered belt into a building; to trucks; or to an outside stockpile. Material transferred into the building or stockpiles is then transferred by front loaders into trucks for delivery. The facility wide potential emissions, based on 40 MM lbs per year throughput, 96.5 percent capture efficiency of carbon adsorption unit and 99.9 percent capture efficiency on bin vent filters are less than 0.07 tons per year VOC; 0.07 tons per year HAPs, and 0.052 tons per year particulate and will remain under State Only Operating Permit limitations. The facility is required to conduct surveys of the site for fugitive emissions and malodors and must take all actions to prevent particulate matter from becoming airborne. VOC and HAP containing material and limestone throughput must be recorded monthly as well as emissions. The facility is required to record the VOC/HAP concentration of the outlet air between beds weekly. The proposed authorization is subject to State

and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

63-00064: North Central Processing, Inc.—Donora Site (2002 Meldon Avenue, Donora, PA 15033) on March 29, 2012 to issue a State Only Operating Permit for the operation of drying and sizing metallurgical coke located in Carroll Township, **Washington County**. The subject facility consists of a 12.78 MMBtu/hr natural gas Gencor dryer equipped with a 14,000 cfm baghouse, one hopper, one double deck screen, one pug mill, one bucket elevator, four storage silos and various covered/enclosed conveyors. The facility has the potential to emit 28.10 tpy PM, 4.82 tpy NO_x, 26.72 tpy CO, 2.41 tpy VOC and 3.37 tpy SO_x. The facility is required to conduct a weekly survey of the facility during daylight hours while the facility is operating to ensure compliance with the visible emission, fugitive emission and malodor restrictions. Records of the weekly survey performed must be recorded. Tons of coke shipped on a weekly and monthly basis, hours of operation of the mixing screw, dates of filter changes on control devices and any preventative and corrective maintenance performed must be recorded in an on-site log. Stockpiles shall be kept as compact as possible to limit exposure to the wind. Material shall be stockpiled in such a manner that it may be adequately wetted as necessary to control fugitive emissions. The plant access roadway shall be paved with an asphalt surface. This road, as well as 250 feet of State Route 837 on both sides of the plant access road, shall be kept free of debris and maintained in good working condition acceptable to the Department. A pressurized water truck shall be available at this site. All conveyor belts except for the feed belt into the dryer are to be covered at all times. Loading from Silo #1 and #2 must remain inside enclosed building, building doors remain closed, and building baghouse operating to capture particulate. Truck loading from Silo #3 and #4 must be performed using pneumatic methods. Particulate matter emissions are not to exceed 0.04 gr/dscf. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

04-00675: Aliquippa Terminals—Aliquippa River Terminal (100 Woodlawn Road, Aliquippa, PA 15001) on March 29, 2012 issued a State Only Operating Permit for the operation of large and rail unloading, loading and bulk commodity storage facility located in Aliquippa (D) City, **Beaver County**. The subject facility consists of a single dock for unloading barges with one clam shell crane. Material is transferred by clam shell bucket to a 400 ton per hour hopper where it is conveyed by a partial covered belt into a building; to trucks; or to an outside stockpile. Material transferred into the building or stockpiles is then transferred by front loaders into trucks for delivery. The potential emissions from this type of operating are strongly dependent on the amount of material and its physical condition when handled. Implementation of good work practice standards will minimize the potential for fugitive emissions and remain under State Only Operating Permit limitations. The facility is required to conduct surveys of the site for fugitive emissions and malodors and must take all actions to prevent particulate matter from becoming airborne. The drop height from front-end loaders and clam shell bucket being used to stockpile, transfer, and load material must be kept as

short as possible to minimize dust emissions. Stockpiles must be kept as compact as possible to limit exposure to the wind. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

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

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

42-00221: McKean County Joint Venture, LP, Hedgehog Lane Compressor Station (88 Hedgehog Lane, Bradford, PA 16701) on April 2, 2012, for an initial Natural Minor Permit to operate a compressor station located in Bradford Township, **McKean County**. The emitting sources are, 1) Reboiler 2) 200 HP Caterpillar Compressor Engine, 3) Dehydrated plant, 4) Plant fugitives and 5) 133 HP Kohler natural gas generator. The Caterpillar compressor is subject to 40 CFR Part 63, Subpart ZZZZ, the Kohler generator engine is subject to 40 CFR Part 63, Subpart ZZZZ and 40 CFR Part 60 Subpart JJJJ. The Plant Fugitives source is subject to 40 CFR Part 60 Subpart VV and KKK. The dehydration plant is subject to 40 CFR Part 63 Subpart HH: National Emission Standards for Hazardous Air Pollutants from Oil and Natural Gas Production Facilities. The facility is Natural Minor because the emissions are less than Title V emission threshold limits.

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

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

S11-022: Tasty Baking Company (4300 S 26th St, Philadelphia, PA 19112) for the operation of a bakery in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include the following sources: two (2) 10.02 MMBtu/hr boilers, each firing natural gas; one (1) 150-kW emergency generator firing No.2 oil; Eighteen (18) warm air furnaces each firing natural gas; seven (7) product oven lines each firing natural gas; One (1) Parts Washer; Twenty-two (22) Dust Collectors.

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

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

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

15-00115: QVC, Inc. (1200 Wilson Drive, West Chester, PA 19380) on March 26, 2012, for a non-Title V facility in West Goshen Township, **Chester County**. The Synthetic Minor Operating Permit has been amended to incorporate conditions from Plan Approval No. 15-0115F, which was for the modification of formaldehyde emissions from a 2-MW generator (Source ID 106). The engine for this generator is a 2009 model. The generator was installed under Plan Approval No. 15-0115E. The generator has the following 12-month rolling emission limits: NO_x—6.80 tons; VOC—0.13 tons; CO—0.78 tons; PM—0.10 tons; and SO_x—0.20 tons. Formaldehyde emissions are limited to 1,106 ppmvd, corrected to 15% O₂ (equivalent to 0.01 TPY). The generator, along with three (3) other genera-

tors [Source IDs 101 (2 units) and 105], is limited to a fuel usage rate of 46,009 gallons per 12-month rolling sum, to ensure that the generator complies with all applicable emission limits. Fuel usage and hours of operation are monitored and recorded to demonstrate compliance to the fuel usage restriction. The Synthetic Minor Operating Permit contains additional monitoring, recordkeeping, and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

15-00051: Allan A. Myers L.P.—d/b/a Independence Construction Materials— Devault Asphalt Plant (4042 State Road, Charlestown Township, PA 19432) on March 28, 2012, for operation of their batch asphalt plant in Charlestown Township, **Chester County**. The issued State Only Operating Permit has been amended by the Department to remove the testing requirement for the RAP Crusher (Source 104) and include it as an applicable testing requirement for the Drum Mix Asphalt Plant (Source 101) and the Aggregate Dryer/Burner (Source 102).

09-00010: TEVA Pharmaceuticals USA, Inc. (650 Cathill Road, Sellersville, PA 18960) on March 30, 2012, in West Rockhill Township, **Bucks County**. This permit was revised to incorporate Plan Approvals 09-0010 and 09-0010C for the operation of a 60-inch Accela-Cota Tablet Coater and the addition of a new dust collection system to the S-8 Fluid Bed Processor into the State Only Operating Permit. A 9.2 MMBTU/hr No. 2 Fuel Oil fired boiler that was exempt from plan approval in accordance with 25 Pa. Code § 127.14(a)(3) was added to the permit. Applicable requirements from 40 C.F.R. Part 63, Subpart JJJJJ were added to all boilers in operation at this facility through this action. Some typographical errors were addressed in this action as well. This Administrative Amendment of the State Only Operating Permit was issued in accordance with the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

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

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

67-05102: Heritage Propane Express, LLC (149 Bowman Road, York PA 17408-8792) on March 27, 2012, for their automated propane cylinder filling facility in Jackson Township, **York County**. The State-only permit was administratively amended to reflect a change of ownership.

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

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

17-00022: Walker Lumber Co., Inc. (148 Tipple Lane, Woodland, PA 16881-0060) on April 2, 2012, issued a revised State Only operating permit for a change of ownership of the Bigler facility from Walker Lumber Company, Inc. to Walker Lumber Company, Inc. This facility is located in Bradford Township, **Clearfield County**. This revised State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; 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

30841312 and NPDES No. PA0013790, Consolidation Coal Company, (1 Bridge Street, Monongah, WV 26554), to revise the permit for the Blacksville Mine No. 2 in Gilmore Township, **Greene County** to add subsidence control plan area acres for development mining. Subsidence Control Plan Acres Proposed 822.1. No additional discharges. The application was considered administratively complete on September 30, 2011. Application received: August 4, 2011. Permit issued: March 28, 2012.

30841316 and NPDES No. PA0213535, Consol Pennsylvania Coal Company, LLC, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15323), to revise the permit for the Bailey Mine & Prep Plant in Richhill Township, **Greene County** to add underground permit and subsidence control plan acres for development mining only. Underground Acres Proposed 3135.0, Subsidence Control Plan Acres Proposed 3135.0. No additional discharges. The application was considered administratively complete on July 16, 2007. Application received: April 6, 2007. Permit issued: March 29, 2012.

30831303 and NPDES No. PA 0013211, Cumberland Coal Resources, LP, (P. O. Box 1020, 158 Portal Road, Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Wayne and Center Townships, **Greene County** to install the No. 7 Bleeder Shaft site. Surface Acres Proposed 3.7. No additional discharges. The application was considered administratively complete on July 20, 2011. Application received: February 15, 2011. Permit issued: April 2, 2012.

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

32050106 and NPDES No. PA0249823. Beth Contracting, Inc., 815 Rock Run Road, Glen Campbell, PA 15742, permit renewal for the continued operation and restoration of a bituminous surface mine in Glen Campbell Borough, **Indiana County**, affecting 56.1 acres. Receiving stream(s): Brady Run and unnamed tributaries to Cush Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 21, 2011. Permit issued: March 27, 2012.

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

10110102 and NPDES Permit No. PA0259012. K & A Mining (P. O. Box 288, Grove City, PA 16127) Commencement, operation and restoration of a bituminous surface mine in Marion Township, **Butler County** affecting 41.3 acres. Receiving streams: Unnamed tributaries to North Branch Slippery Rock Creek and North Branch Slippery Rock Creek. Application received: March 7, 2011. Permit Issued: March 28, 2012.

23723-10110102-E-1. K & A Mining (P. O. Box 288, Grove City, PA 16127) Application for a stream encroachment to construct a stream crossing and conduct mining activities within 50 feet and support activities within 25 feet of Unnamed tributary "C" to North Branch Slippery Rock Creek in Marion Township, **Butler County**. Receiving streams: Unnamed tributaries to North Branch Slippery Rock Creek and North Branch Slippery Rock Creek. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Application received: July 13, 2011. Permit Issued: March 28, 2012.

Noncoal Permits Actions

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

07070301, Glenn O. Hawbaker, Inc., 1952 Waddle Road, State College, PA 16803, renewal in Woodbury Township, **Blair County**. Receiving stream(s): Schmucker Run, classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Renewal application received: October 20, 2011. Permit issued: March 22, 2012.

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

14090301 and NPDES No. PA0257087. Hanson Aggregates Pennsylvania, Inc. (7600 Imperial Way, Allentown, PA 18195). Commencement, operation and restoration of a surface large noncoal (limestone and dolomite) operation located in Spring and Marion Townships, **Centre County** affecting 76.7 acres. Receiving stream: Nittany Creek classified for high-quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: February 11, 2009. Permit issued: March 26, 2012.

ABANDONED MINE RECLAMATION PROJECT ACT 181 ONLY

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg PA 15931-4119, Telephone (814) 472-1908

Primary Bond Forfeiture Contract Awarded	PBF 56773084.3
Location	Summit Township Somerset County Pennsylvania
Description	Act 181 Bond Forfeiture Reclamation Project D & E—Moore Site

Contractor	Saddle Creek Farms Bedding, Inc. 5007 South Turner Road Canfield, OH 44406
Amount	\$109,998.00
Date of Award	March 27, 2012
Primary Bond Forfeiture Contract Awarded	PBF 56840112.3
Location	Black Township Somerset County Pennsylvania
Description	Act 181 Bond Forfeiture Reclamation Project American Development— Job 33
Contractor	Earth Shapers, LLC 266 Scout Dam Road Ebensburg, PA 15931
Amount	\$159,430.00
Date of Award	March 27, 2012

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

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

63124003. Mele & Mele & Sons, Inc. (One Mele Place, Braddock, PA 15104). Blasting activity permit for the construction of the Mylan Headquarters, located in Cecil Township, **Washington County**. The duration of blasting is expected to last eight months. Blasting permit issued: March 27, 2012.

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

58124121. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for MacGeorge Well Pad in Silver Lake Township, **Susquehanna County** with an expiration date of March 22, 2013. Permit issued: March 26, 2012.

38124109. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Lebanon High School in the City of Lebanon, **Lebanon County** with an expiration date of March 22, 2013. Permit issued: March 28, 2012.

54124101. Maurer & Scott Sales, Inc., (122 Thomas Street, Coopersburg, PA 18036), construction blasting for CES Landfill in Foster and Frailey Townships, **Schuylkill County** with an expiration date of June 1, 2014. Permit issued: March 28, 2012.

66124105. Midstream Explosives, LLC, (289 Southside Drive, Newville, PA 17241), construction blasting for Anthracite East West Pipeline in Auburn, Meshoppen and Washington Townships, **Susquehanna County** with an expiration date of March 21, 2013. Permit issued: March 28, 2012.

38124110. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for a single dwelling on Russell Road in South Annville Township, **Lebanon County** with an expiration date of March 27, 2013. Permit issued: March 29, 2012.

36124001. Explosives Experts, Inc., (500 Dairy Road, Parkton, MD 21120), construction blasting for Bently Ridge in East Lampeter Township, **Lancaster County** with an expiration date of March 31, 2013. Permit issued: March 29, 2012.

38124110. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for a single dwelling on Russell Road in South Annville Township, **Lebanon County** with an expiration date of March 27, 2013. Permit issued: March 29, 2012.

38124111. Schlouch, Inc., (P. O. Box 69, Blandon, PA 19510), construction blasting for Logistics Park in Union Township, **Lebanon County** with an expiration date of March 29, 2013. Permit issued: April 2, 2012.

46124106. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for White Spring Farms in Upper Providence Township, **Montgomery County** with an expiration date of April 1, 2013. Permit issued: April 2, 2012.

58124123. Maurer & Scott Sales, Inc., (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Powers Stone Auburn Quarry in Auburn Township, **Susquehanna County** with an expiration date of March 26, 2013. Permit issued: April 2, 2012.

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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636

E41-624. Christel L. Ertel, 2966 Maple Road, Camp Hill, PA 17011-2824. Small Projects Water Obstruction and Encroachment Joint Permit, in Plunketts Creek Township, **Lycoming County**, ACOE Susquehanna River Basin District (Barbours, PA Quadrangle N: 41° 23' 36"; W: -76° 48' 00").

To construct and maintain an existing residential structure measuring 73' by 43'. The existing structure and improvements are to be elevated above the 100-year flood elevation. The proposed improvements are located within the floodway of Loyalsock Creek at 111 Cemetery Road, Barbours in Plunketts Creek Township, Lycoming County. This project does not propose to impact any wetlands. This permit was issued under Section 105.13(e) "Small Projects."

E49-318. Robert Zimmerman, Jr., 1435 East Market Street, Sunbury, PA 17801-2523. Small Projects Water Obstruction and Encroachment Joint Permit, in Upper Augusta Township, **Northumberland County**, ACOE Susquehanna River Basin District (Sunbury, PA Quadrangle N: 40° 51' 32.9"; W: 76° 46' 35.2").

To construct and maintain an open sided entryway measuring 67 feet long by 7 feet wide in the delineated floodway of Shamokin Creek, which is located along East Market Street in Upper Augusta Township, Northumberland County. There are no proposed wetland impacts. This permit was issued under Section 105.13(e) "Small Projects."

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

E0829-014: Chesapeake Appalachia, LLC, 101 North Main Street, Athens, PA 18810, Ulster Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across an unnamed tributary to Susquehanna River (WWF-MF) impacting 12 linear feet of stream; (Ulster, PA Quadrangle, Latitude: 41°49'40", Longitude: -76°30'34");

2. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across an unnamed tributary to Susquehanna River (WWF-MF) impacting 12 linear feet of stream; (Ulster, PA Quadrangle, Latitude: 41°49'36", Longitude: -76°30'55");

3. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across an unnamed tributary to Susquehanna River (WWF-MF) impacting 12 linear feet of stream; (Ulster, PA Quadrangle, Latitude: 41°49'38", Longitude: -76°31'18");

4. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent Wetland (PEM) impacting 41 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'40", Longitude: -76°30'34");

5. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent Wetland (PEM) impacting 8,104 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'36", Longitude: -76°30'45");

6. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent Wetland (PEM) impacting 389 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'36", Longitude: -76°30'47");

7. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent Wetland (PEM) impacting 2,869 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'36", Longitude: -76°30'54");

8. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent/Scrub-Shrub Wetland (PEM/SS) impacting 14,881 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'52", Longitude: -76°31'55");

9. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent Wetland (PEM) impacting 136 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'36", Longitude: -76°30'48");

10. a 12 inch diameter waterline and a temporary 12 foot wide equipment mat across a Palustrine Emergent/Scrub-Shrub Wetland (PEM/SS) impacting 4,019 square feet; (Ulster, PA Quadrangle, Latitude: 41°49'33", Longitude: -76°31'9");

The project will result in 36 linear feet of temporary stream impacts and 30,438 square feet (0.70 acre) of PEM/SS wetland impact all for the purpose of installing a waterline with associated access roadways.

E5829-010: Chief Gathering LLC, 6051 Wallace Road Extension, Suite 210, Wexford, PA 15090, Springville Township, Susquehanna County and Lemon Township, Wyoming County, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8 inch steel gas gathering line and a temporary road crossing impacting 24 lineal feet of an unnamed tributary to Meshoppen Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 38' 40", Longitude: -75° 54' 28");

2) an 8 inch steel gas gathering line and a temporary road crossing impacting 76 lineal feet of Meshoppen Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 38' 42", Longitude: -75° 54' 28");

3) an 8 inch steel gas gathering line and a temporary road crossing impacting 6,179 square feet of a palustrine scrub shrub/emergent (PSS/PEM) wetland (Springville, PA Quadrangle; Latitude: 41° 39' 14", Longitude: -75° 54' 26");

4) an 8 inch steel gas gathering line and a temporary road crossing impacting 60 lineal feet of Meshoppen Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 39' 18", Longitude: -75° 54' 17");

5) an 8 inch steel gas gathering line and a temporary road crossing impacting 917 square feet of a palustrine

emergent (PEM) wetland (Springville, PA Quadrangle; Latitude: 41° 39' 19", Longitude: -75° 54' 16");

6) a temporary road crossing impacting 4,058 square feet of a palustrine emergent (PEM) wetland (Springville, PA Quadrangle; Latitude: 41° 39' 26", Longitude: -75° 54' 10");

7) an 8 inch steel gas gathering line impacting 164 square feet beneath a palustrine forested (PFO) wetland (Springville, PA Quadrangle; Latitude: 41° 39' 54", Longitude: -75° 53' 50");

8) an 8 inch steel gas gathering line impacting 1 lineal foot beneath an unnamed tributary to Meshoppen Creek (CWF-MF) (Springville, PA Quadrangle; Latitude: 41° 39' 55", Longitude: -75° 53' 50");

The purpose of the project is for the conveyance of natural gas from the PMG Annie well site for 2.04 miles to the Polovitch to Wilson natural gas pipeline. The project will result in 134 linear feet of temporary stream impacts and a total of 11,318 square feet (0.26 acre) of temporary wetland impacts.

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 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 # ESX12-117-0024

Applicant Name Seneca Resources

Contact Person Doug Keplar

Address 51 Zents Boulevard

City, State, Zip Brookville, PA 15825

County Tioga County

Township(s) Delmar Township

Receiving Stream(s) and Classification(s) Baldwin Run,

Kack Hollow, Hibard Hollow (EV);

Secondary: Marsh Creek

ESCGP-1 # ESX12-115-0039

Applicant Name Williams Field Services Company, LLC

Contact Person Kristy Flavin

Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Springville and Lathrop Townships
 Receiving Stream(s) and Classification(s) Pond Brook,
 Trib 28923 to Field Brook, Trib 28924 to Field Brook,
 East Branch to Field Brook, Field Brook, Trib 28922 to
 Field Brook, Monroe Creek, Trib 28914 to Monroe
 Creek, Trib 28921 to Field Brook, Trib 28912 to
 Monroe Creek (All CWF, MF)

ESCGP-1 # ESX12-081-0037
 Applicant Name EXCO Resources (PA), LLC
 Contact Person Larry Sanders
 Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Lycoming County
 Township(s) Cogan House Township
 Receiving Stream(s) and Classification(s) UNT (EV) &
 Little Gap Run (HQ-CWF);
 Secondary: Roaring Run (EV) & Hoagland Run (HQ-
 CWF)

ESCGP-1 # ESX12-081-0014 (01)
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cummings and Gallagher Townships
 Receiving Stream(s) and Classification(s) Ott Fork,
 Second Branch Ott Fork, Veley Fork and Upper
 Pine Bottom Run (All HQ-CWF, MF) and Craig
 Fork (EV);
 Secondary: Pine Creek (EV)

ESCGP-1 # ESX12-081-0035
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Pine Township
 Receiving Stream(s) and Classification(s) Blockhouse
 Creek (EV, MF); Little Pine Creek (EV, MF)

ESCGP-1 # ESX12-015-0016
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Wysox Township
 Receiving Stream(s) and Classification(s) Laning Creek,
 Pond Hill Run;
 Secondary: Wysox Creek

ESCGP-1 # ESX12-081-0032
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Gamble Township
 Receiving Stream(s) and Classification(s) West Branch
 Murray Run and Miller Run

ESCGP-1 # ESX12-035-0005
 Applicant Name Anadarko E&P Company, LP
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Clinton County

Township(s) Beech Creek Township
 Receiving Stream(s) and Classification(s) East Branch Big
 Run (CWF, MF);
 Secondary: Big Run (CWF, MF)

ESCGP-1 # ESX12-015-0056
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Wysox Township
 Receiving Stream(s) and Classification(s) Susquehanna
 River (WWF);
 Secondary: Chesapeake Bay

ESCGP-1 # ESX11-015-0118 (01)
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 Ist Center
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Wysox Township
 Receiving Stream(s) and Classification(s) Laning Creek,
 UNT to Laning Creek, UNT to Rummerfield Creek,
 Susquehanna River, UNT to Susquehanna River (All
 WWF, MF); Wysox Creek, UNT to Wysox Creek, Pond
 Hill Run, UNT to Pond Hill Run, Hollow Run, Dry Run,
 UNT to Johnson Creek (All CWF, MF)

ESCGP-1 # ESX12-081-0034
 Applicant Name EXCO Resources (PA), LLC
 Contact Person Larry Sanders
 Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Lycoming County
 Township(s) Penn and Franklin Townships
 Receiving Stream(s) and Classification(s) UNT to Beaver
 Creek and Big Run;
 Secondary: Little Muncy Creek

ESCGP-1 # ESX12-115-0047
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 Ist Center
 City, State, Zip Horseheads, NY 14845
 County Susquehanna County
 Township(s) Rush Township
 Receiving Stream(s) and Classification(s) 2 UNT to Elk
 Lake Stream (CWF)/Wysox—Wyalusing Creeks Water-
 shed;
 Secondary: Elk Lake Stream (CWF)

ESCGP-1 # ESX12-115-0032
 Applicant Name Williams Field Services, LLC
 Contact Person Clayton Roesler
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Dimock Township
 Receiving Stream(s) and Classification(s) UNT to Elk
 Lake Stream, (CWF, MF)

ESCGP-1 # ESX10-115-0014 (02)
 Applicant Name Williams Field Services, LLC
 Contact Person Frank Canneto
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Dimock Township
 Receiving Stream(s) and Classification(s) Hop Bottom
 Creek, Meshoppen Creek & their UNT (All CWF) MF

ESCGP-1 # ESX11-115-0187
 Applicant Name Southwestern Energy Production Company
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) Jackson Township
 Receiving Stream(s) and Classification(s) Martins Creek (CWF, MF)

ESCGP-1 # ESX12-033-0011
 Applicant Name EOG Resources, Inc.
 Contact Person Jon Jorgenson
 Address 2039 South Sixth Street
 City, State, Zip Indiana, PA 15701
 County Clearfield County
 Township(s) Lawrence and Goshen Townships
 Receiving Stream(s) and Classification(s) Lick Run (HQ);
 Secondary: Fork Run

ESCGP-1 # ESX12-117-0026
 Applicant Name SWEPI LP
 Contact Person H. James Sewell
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga County
 Township(s) Liberty Township
 Receiving Stream(s) and Classification(s) Salt Spring Run/Susquehanna River Basin in PA—West Branch Susquehanna River (List L);
 Secondary: Roaring Branch to Lycoming Creek (HQ, EV, CWF)

ESCGP-1 # ESX12-105-0001
 Applicant Name Tenaska Midstream Pennsylvania, LLC
 Contact Person Ronald P. McGlade
 Address 375 Southpointe Boulevard, Suite 350
 City, State, Zip Canonsburg, PA 15317-8587
 County Potter County
 Township(s) Abbott and West Branch Townships
 Receiving Stream(s) and Classification(s) Germania Branch, Sliders Branch, UNT to Sliders Branch, Boedler Branch (All EV)

ESCGP-1 # ESX11-117-0135
 Applicant Name SWEPI LP
 Contact Person H. James Sewell
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga County
 Township(s) Liberty Township
 Receiving Stream(s) and Classification(s) Brion Creek/Susquehanna River Basin (List L), Lycoming Creek/Susquehanna River Basin (List L) (Both EV)

ESCGP-1 # ESX12-113-0014
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Sullivan County
 Township(s) Cherry Township
 Receiving Stream(s) and Classification(s) Mill Creek to NW & Lick Creek to SE;
 Secondary: Little Loyalsock Creek (EV)

ESCGP-1 # ESG11-115-0195
 Applicant Name Southwestern Energy Production Company
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657

County Susquehanna County
 Township(s) New Milford Township
 Receiving Stream(s) and Classification(s) Smith Creek (HQ-CWF)/UNT to E. Lake Creek (CWF, MF);
 Secondary: Salt Lick Creek (HQ-CWF, MF)

ESCGP-1 # ESX12-081-0041
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Gamble Township
 Receiving Stream(s) and Classification(s) UNT to Shoemaker Run (HQ-CWF, MF)

ESCGP-1 # ESX12-081-0040
 Applicant Name Anadarko E&P Company, LP
 Contact Person Rane Wilson
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cogan House Township
 Receiving Stream(s) and Classification(s) Larry's Creek (HQ-CWF, MF);
 Secondary: West Branch of Susquehanna River (WWF, MF)

ESCGP-1 # ESX12-033-0004
 Applicant Name Brian Clauto
 Contact Person EQT Gathering, LLC
 Address 455 Racetrack Road, Suite 101
 City, State, Zip Washington, PA 15301
 County Clearfield County
 Township(s) Huston Township
 Receiving Stream(s) and Classification(s) UNT 4 to UNT5 to Bark Camp Run, UNT 5 to Bark Camp Run, UNT 6 to Bark Camp Run, UNT 7 to Bark Camp Run, UNT 8 to Bark Camp Run, UNT 9 to Bark Camp Run, UNT 10 to Bark Camp Run (All CWF), Bark Camp Run (CWF, MF)
 Secondary: Bennett Branch Sinnemahoning Creek (CWF, MF)

ESCGP-1 # ESX12-081-0004 (01)
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cummings and Watson Townships
 Receiving Stream(s) and Classification(s) Ott Fork, first Branch Ott Fork, and Lower Pine Bottom Run (All HQ-CWF, MF);
 Secondary: Pine Creek (EV)

ESCGP-1 # ESX12-015-0050
 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) Orwell Township
 Receiving Stream(s) and Classification(s) South Creek, Johnson Creek (Both CWF, MF)

ESCGP-1 # ESX12-115-0015
 Applicant Name Williams Field Services, LLC
 Contact Person Kristy Flavin
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Springville Township

Receiving Stream(s) and Classification(s) North Branch Meshoppen Creek and an UNT to Meshoppen Creek/Upper Susquehanna-Tunkhannock Watershed

ESCGP-1 # ESX12-115-0011

Applicant Name Southwestern Energy Production Company

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

Township(s) New Milford Township

Receiving Stream(s) and Classification(s) UNT to Nine Partners Creek (CWF/MF)

ESCGP-1 # ESG11-115-0201

Applicant Name Southwestern Energy Production Company

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

Township(s) New Milford Township

Receiving Stream(s) and Classification(s) Smith Creek (HQ-CWF)

Secondary: Salt Lick Creek (HQ-CWF, MF)

ESCGP-1 # ESX12-015-0063

Applicant Name Chesapeake Appalachia, LLC

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

Township(s) Terry Township

Receiving Stream(s) and Classification(s) UNT to Bowman Creek (CWF) & Bowman Creek (CWF);

Secondary: Bowman Creek (CWF)

ESCGP-1 # ESX12-015-0054

Applicant Name Chesapeake Appalachia, LLC

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

Township(s) Sheshequin Township

Receiving Stream(s) and Classification(s) Mallory Creek (WWF);

Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX12-015-0047

Applicant Name Appalachia Midstream Services, LLC

Contact Person Patrick Myers, Jr.
Address 100 1st Center
City, State, Zip Horseheads, NY 14845
County Bradford County

Township(s) Smithfield, Troy, West Burlington, Asylum, Albany and Granville Townships

Receiving Stream(s) and Classification(s) North Branch Sugar Run, North Branch Towanda Creek, UNTs to Sugar Run and UNTs to Sugar Creek (CWF/MF); Sugar Creek, Mud Creek, Canfield Run, Van Horn Glen Run, Mill Creek and Tomjack Creek (TSF/MF, Susquehanna River, Durell Creek and UNT to Durell Creek (WWF/MF)

ESCGP-1 # ESX12-081-0038

Applicant Name EXCO Resources (PA), LLC

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

Township(s) Penn Township

Receiving Stream(s) and Classification(s) UNT to Beaver

Run, UNT to Big Run, and Big Run;
Secondary: Little Muncy Creek

ESCGP-1 # ESX11-117-0037 (01)

Applicant Name SWEPI LP

Contact Person H. James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County

Township(s) Jackson & Liberty Townships

Receiving Stream(s) and Classification(s) Brion Creek, Little Elk Run, Tributaries to Brion Creek, Little Elk Run, Roaring Branch (All EV, MF)

ESCGP-1 # ESX12-015-0049

Applicant Name Appalachia Midstream Services, LLC

Contact Person Patrick Myers, Jr.
Address 100 1st Center
City, State, Zip Horseheads, NY 14845
County Bradford County

Township(s) Wilmot Township

Receiving Stream(s) and Classification(s) 2 UNTs to Foster Branch, Foster Branch (All CWF) Wysox-Wyalusing Watershed,
Secondary: Sugar Run (CWF)

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 County

Township(s) Ulster Township

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

ESCGP-1 # ESX12-015-0072

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) Warren Township

Receiving Stream(s) and Classification(s) Wappasening Creek (CWF, MF), Corbin Creek (CWF, MF)

ESCGP-1 # ESX12-113-0015

Applicant Name Carrizo Marcellus, LLC

Contact Person Gary Byron
Address 251 Drain Lick Road, P. O. Box 231
City, State, Zip Drifting, PA 16834
County Sullivan County

Township(s) Fox Township

Receiving Stream(s) and Classification(s) Schrader Creek/Sugar—Towanda Creek Watershed,
Secondary: Lycoming Creek (EV)

ESCGP-1 # ESX11-081-0145 (01)

Applicant Name Inflection Energy, LLC

Contact Person Scott Zimmerman
Address 701 Technology Drive, Suite 250
City, State, Zip Canonsburg, PA 15317
County Lycoming County

Township(s) Upper Fairfield Township

Receiving Stream(s) and Classification(s) Loyalsock Creek (TSF,MF);
Secondary: West Branch Susquehanna River

ESCGP-1 # ESX10-081-0070 (02)

Applicant Name Pennsylvania General Energy Company, LLC

Contact Person Jim Ashbaugh

Address 120 Market Street

City, State, Zip Warren, PA 16365
 County Lycoming County
 Township(s) Cummings and Watson Township
 Receiving Stream(s) and Classification(s) Ritter Run,
 North Fork Tombs Run (HQ/CWF);
 Secondary: Tarklin Run (HQ/CWF)

ESCGP-1 # ESX12-117-0009
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 455 Racetrack Road
 City, State, Zip Washington, PA 15301
 County Tioga County
 Township(s) Duncan Township
 Receiving Stream(s) and Classification(s) UNT to Sands
 Run and Sands Run (Both CWF)/Pine Creek Water-
 shed;
 Secondary: Wilson Creek (CWF)

ESCGP-1 # ESX12-081-0043
 Applicant Name PVR Marcellus Gas Gathering, LLC
 Contact Person Kevin Roberts
 Address 100 Penn Tower, Suite 201-202, 25 W. Third
 Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Fairfield and Upper Fairfield Townships
 Receiving Stream(s) and Classification(s) Mill Creek East
 (HQ)

ESCGP-1 # ESX12-081-0001
 Applicant Name Anadarko E&P Company, LP
 Contact Person Rane Wilson
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cummings Township
 Receiving Stream(s) and Classification(s) Veley Fork (HQ-
 CWF, MF);
 Secondary: Upper Pine Bottom Run (HQ-CWF, MF)

ESCGP-1 # ESX12-081-0042
 Applicant Name EXCO Resources (PA), LLC
 Contact Person Larry Sanders
 Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Lycoming County
 Township(s) Penn Township
 Receiving Stream(s) and Classification(s) Derr Run, Jakes
 Run & UNT to Sugar Run;
 Secondary: Little Muncy Creek

ESCGP-1 # ESX12-015-0070
 Applicant Name Southwestern Energy Production
 Company
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Bradford County
 Township(s) Herrick and Standing Stone Townships
 Receiving Stream(s) and Classification(s) UNT to Rum-
 merfield Creek and Rummerfield Creek (Both WWF);
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX11-081-0157
 Applicant Name XTO Energy, Inc.
 Contact Person Stacy Vehovic
 Address 395 Airport Road
 City, State, Zip Indiana, PA 15701
 County Lycoming County
 Township(s) Moreland Township
 Receiving Stream(s) and Classification(s) Sugar Run
 (CWF, MF);
 Secondary: Little Muncy Creek (CWF, MF)

ESCGP-1 # ESX12-015-0061
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Wilmot Township
 Receiving Stream(s) and Classification(s) UNT to Sugar
 Creek (CWF);
 Secondary: Sugar Run Creek (CWF)

ESCGP-1 # ESX12-117-0025
 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) Bloss Township
 Receiving Stream(s) and Classification(s) UNT to Bellman
 Run, UNT to Flower Run, Johnson Creek, UNT to
 Johnson Creek (All CWF/MF);
 Secondary: Bellman Run, Flower Run (Both CWF/MF)

ESCGP-1 # ESX12-015-0058
 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) Orwell and Pike Townships
 Receiving Stream(s) and Classification(s) UNT to
 Rockwell Creek (WWF-MF), South Creek (CWF-MF)

ESCGP-1 # ESX11-0150226 (02)
 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 County
 Township(s) Wilmot Township
 Receiving Stream(s) and Classification(s) UNT to Sugar
 Run Creek (CWF), Sugar Run Creek (CWF);
 Secondary: Susquehanna River (CWF)

ESCGP-1 # ESX12-081-0025
 Applicant Name Seneca Resources Corporation
 Contact Person Michael Clinger
 Address 51 Zents Boulevard
 City, State, Zip Brookville, PA 15825
 County Lycoming County
 Township(s) Lewis Township
 Receiving Stream(s) and Classification(s) Dry Run, Brown
 Hollow, Hagerman Run (HQ-CWF)/Natural Trout Re-
 production HQ;
 Secondary: Lycoming Creek (EV, MF)

ESCGP-1 # ESX12-033-0010
 Applicant Name Carrizo Marcellus, LLC
 Contact Person Gary Byron
 Address 251 Drain Lick Road, P. O. Box 231
 City, State, Zip Drifting, PA 16834
 County Clearfield County
 Township(s) Woodward Township
 Receiving Stream(s) and Classification(s) UNT to Gose
 Run;
 Secondary: Gose Run

ESCGP-1 # ESX12-015-0055
 Applicant Name Southwestern Energy Production
 Company
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657

County Bradford County
 Township(s) Stevens Township
 Receiving Stream(s) and Classification(s) UNT to Wyalusing Creek (WWF);
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESG12-081-0010
 Applicant Name Chief Gathering, LLC
 Contact Person Ted Wurfel
 Address 6051 Wallace Road, Suite 210
 City, State, Zip Wexford, PA 15090
 County Lycoming County
 Township(s) Jordan Township
 Receiving Stream(s) and Classification(s) Little Muncy Creek (CWF, MF)

ESCGP-1 # ESX12-015-0057
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Tuscarora Township
 Receiving Stream(s) and Classification(s) UNT Tuscarora Creek (CWF); Tuscarora Creek (CWF)

ESCGP-1 # ESX12-117-0030
 Applicant Name SWEPI LP
 Contact Person H. James Sewell
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga County
 Township(s) Charleston Township
 Receiving Stream(s) and Classification(s) UNT to Norris Brook/Susquehanna River Basin in PA—Susquehanna River (List H);
 Secondary: Catiln Hollow/Susquehanna River Basin in PA—Susquehanna River (List H) (TSF)

ESCGP-1 # ESX12-115-0021
 Applicant Name Cabot Oil & Gas Corporation
 Contact Person Kenneth Marcum
 Address Five Penn Center West, Suite 401
 City, State, Zip Pittsburgh, PA 15276
 County Susquehanna County
 Township(s) Lathrop Township
 Receiving Stream(s) and Classification(s) Horton Creek;
 Secondary: Tunkhannock Creek

ESCGP-1 # ESX12-115-0020
 Applicant Name Williams Field Services Company, LLC
 Contact Person Kristy Flavin
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Bridgewater and Forest Lake Townships
 Receiving Stream(s) and Classification(s) Beebe Creek, Tributaries to Forest Lake Creek and a Trib to East Branch Wyalusing Creek / Upper Susquehanna—Tunkhannock Watershed

ESCGP-1 # ESX12-115-0034
 Applicant Name WPX Energy Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Town Center Way
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna County
 Township(s) Liberty Township
 Receiving Stream(s) and Classification(s) UNT to Snake Creek (CWF, MF);
 Secondary: Snake Creek

ESCGP-1 # ESX12-115-0010
 Applicant Name Southwestern Energy Production Company
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) Jackson Township
 Receiving Stream(s) and Classification(s) UNT to Butler Creek (CWF, MF), Butler Creek (CWF, MF), UNT to Salt Lick Creek (HQ-CWF, MF);
 Secondary: Salt Lick Creek (HQ-CWF/MF)

ESCGP-1 # ESG12-081-0009
 Applicant Name Chief Gathering, LLC
 Contact Person Ted Wurfel
 Address 6051 Wallace Road, Suite 210
 City, State, Zip Wexford, PA 15090
 County Lycoming County
 Township(s) Jordan Township
 Receiving Stream(s) and Classification(s) West Branch Run (CWF, MF), Little Muncy Creek (CWF, MF)

ESCGP-1 # ESX10-117-0065 (01)
 Applicant Name SWEPI LP
 Contact Person H. James Sewell
 Address 190 Thorn Hill Road
 City, State, Zip Warrendale, PA 15086
 County Tioga County
 Township(s) Delmar Township
 Receiving Stream(s) and Classification(s) UNT to East Branch Stony Fork/West Branch Susquehanna River (List L)

ESCGP-1 # ESX12-115-0042
 Applicant Name Angelina Gathering Company, LLC
 Contact Person Danny Spaulding
 Address 2350 N. Sam Houston Pkwy E., Suite 125
 City, State, Zip Houston, TX 77032
 County Susquehanna County
 Township(s) Lenox and Clifford Townships
 Receiving Stream(s) and Classification(s) This site drains to Tunkhannock Creek and UNT to Tunkhannock Creek including Round Pond (CWF, MF)

ESCGP-1 # ESX12-115-0044
 Applicant Name WPX Energy Appalachia, LLC
 Contact Person David Freudenrich
 Address 6000 Town Center Blvd., Suite 300
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna County
 Township(s) Silver Lake Township
 Receiving Stream(s) and Classification(s) Rhiney Creek/Snake Creek Watershed, Little Snake Creek/Snake Creek Watershed—Rhiney Creek and Little Snake Creek are Tribs to Snake Creek (CWF, MF)

ESCGP-1 # ESX11-033-0015 (02)
 Applicant Name Energy Corporation of America
 Contact Person Mark Fry
 Address 501 56th Street South East
 City, State, Zip Charleston, WV 25304
 County Clearfield County
 Township(s) Goshen Township
 Receiving Stream(s) and Classification(s) Jack Dent Branch, Medix Run, Shaggers Inn Run, Robert Run, Gifford Run, Deer Creek, Little Deer Creek, Little Trout Run, Surveyor Run, and Trout Run;
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX12-115-0037
 Applicant Name Susquehanna Gathering Company 1, LLC
 Contact Person John Miller
 Address P. O. Box 839, 1299 Oliver Road
 City, State, Zip New Milford, PA 18834
 County Susquehanna County
 Township(s) New Milford Township
 Receiving Stream(s) and Classification(s) UNT Meylert Creek, Meylert Creek, Meylert Creek Watershed;
 Secondary: Salt Lick Creek (HQ-CWF, MF)

ESCGP-1 # ESX11-033-0011 (01)
 Applicant Name Carrizo Marcellus, LLC
 Contact Person Gary Byron
 Address 251 Drain Lick Road, P. O. Box 231
 City, State, Zip Drifting, PA 16834
 County Clearfield County
 Township(s) Gulich Township
 Receiving Stream(s) and Classification(s) Whiteside Run, CWF;
 Secondary: Moshannon Creek

ESCGP-1 # ESX12-015-0065
 Applicant Name Angelina Gathering Company, LLC
 Contact Person Danny Spaulding
 Address 2350 N. Sam Houston Pkwy E., Suite 125
 City, State, Zip Houston, TX 77032
 County Susquehanna County
 Township(s) Herrick Township
 Receiving Stream(s) and Classification(s) UNT to Cold Creek (WWF, MF)

ESCGP-1 # ESX12-015-0062
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Wysox Township
 Receiving Stream(s) and Classification(s) UNT Wysox Creek (CWF), Hollow Run which is Trib to Pond Hill, which is Trib to Wysox Creek (CWF)

ESCGP-1 # ESG11-115-0191
 Applicant Name Southwestern Energy Production Company
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) New Milford Township

Receiving Stream(s) and Classification(s) Smith Creek (HQ-CWF);
 Secondary: Salk Lick Creek (HQ-CWF, MF)

ESCGP-1 # ESX12-015-0074
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 Ist Center
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Ulster Township
 Receiving Stream(s) and Classification(s) UNT to Susquehanna River (CWF/MF)

ESCGP-1 # ESX12-015-0068
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Litchfield Township
 Receiving Stream(s) and Classification(s) UNT to Spaulding Creek and UNT to Saterlee Creek (Both CWF);
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX11-015-0268 (01)
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Franklin Township
 Receiving Stream(s) and Classification(s) Towanda Creek (TSF), UNT to Towanda Creek;
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX12-015-0060
 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) Windham and Orwell Townships
 Receiving Stream(s) and Classification(s) Wysox Creek (CWF, MF) and UNT to Wysox Creek;
 Secondary: Wysox Creek

Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745.

Washington County Conservation District: 2800 North Main St, Suite 105, Washington PA, 15301 (724) 705-7098

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
0063128001	National Fuel gas Supply Corporation 1100 State Street Erie, PA 15601	Washington	Buffalo, Donegal, Hopewell, and Morris Townships	Buffalo Creek (HQ-WWF) Brush Run (HQ-WWF) Templeton Fork (WWF), Short Creek (WWF), Tenmile Creek (TSF)

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

ESCGP-1 #ESX12-047-0040—Owls Nest Pad D
 Applicant Seneca Resources Corporation
 Contact Michael Clinger
 Address 51 Zents Boulevard
 City Brookville State PA Zip Code 15825
 County Elk Township(s) Highland(s)

Receiving Stream(s) and Classification(s) Big Run (HQ-CWF); UNT to Red Lick Run (HQ-CWF); Red Lick Run (HQ-CWF)

ESCGP-1 #ESX12-053-0027-DR02 Pad & Impoundment
 Applicant Hunt Marcellus Operating Company
 Contact Bradley Batterson
 Address 160 N Michael Street, Suite 3
 City St. Marys State PA Zip Code 15857

County Forest Township(s) Hickory(s)
Receiving Stream(s) and Classification(s) Beaver/Otter
Creek/Reno Run—HQ

*Southwest Region: Oil & Gas Program Mgr. 400 Water-
front Dr. Pittsburgh PA*

1/23/2012

ESCGP-1 No.: ESX12-125-0011
Applicant Name: MARKWEST LIBERTY MIDSTREAM &
RESOURCES LLC
Contact Person MR RICK LOWRY
Address: 824 MORGANZA ROAD
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township: INDEPENDENCE
Receiving Stream (s) And Classifications: SUGARCAMP
RUN, UNTs TO SUGARCAMP RUN; HQ

2/16/12

ESCGP-1 No.: ESX12-125-0021
Applicant Name: CNX GAS COMPANY LLC
Contact Person: MR DANIEL BITZ
Address: 200 EVERGREENE DRIVE
City: WAYNESBURG State: PA Zip Code: 15370
County: WASHINGTON Township(s): SOUTH
FRANKLIN TOWNSHIP
Receiving Stream(s) and Classifications: 2 UNT's OF
TENMILE CREEK (TSF); OTHER

2/17/12

ESCGP-1 No.: ESX12-125-0023
Applicant Name: MARKWEST LIBERTY MIDSTREAM &
RESOURCES LLC
Contact Person: RICK LOWRY
Address: 824 MORGANZA ROAD
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): HOPEWELL
Receiving Stream(s) and Classifications: UNT'S TO
HANEN RUN AND UNT TO DUNKLE RUN; HQ

11/17/11

ESCGP-1 No.: ESX11-059-0069
Applicant Name: CAIMAN GAS GATHERING LLC
Contact Person: STEPHEN SKELLIE
Address: 5949 SHERRY LANE SUITE 1300
City: DALLAS State: TX Zip Code: 75225
County: GREENE Township(s): GILMORE
Receiving Stream(s) and Classifications: SIX RUN, UNT's
TO GARRISON FORK, GARRISON FORK & UNT's
TO BLOODY RUN; OTHER

2/15/12

ESCGP-1 No.: ESX12-007-0004
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): DARLINGTON
Receiving Stream(s) and Classifications: DILWORTH
RUN (HQ-CWF) LITTLE BEAVER CREEK 2 UNT TO
NORTH FORK LITTLE BEAVER (HQ-CWF) LITTLE
BEAVER CREEK; HQ

9/12/11

ESCGP-1 No.: ESX11-129-0030
Applicant Name: CHEVRON APPALACHIA LLC
Contact Person: MR JEREMY HIRTZ
Address: 800 MOUNTAIN VIEW DRIVE
City: SMITHFIELD State: PA Zip Code: 15478
County: WESTMORELAND Township(s): SALEM
Receiving Stream(s) and Classifications: UNT's TO
WHITETHORN CREEK/LOYALHANNA CREEK WA-
TERSHED; OTHER

3/9/12

ESCGP-1 No.: ESX10-125-0020
Applicant Name: RANGE RESOURCES APPALACHIA
LLC
Contact Person: MR GLENN TRUZZI
Address: 3000 TOWN CENTER BOULEVARD
City: CANONSBURG State: PA Zip Code 15317
County: WASHINGTON Township(s): SOUTH
STRABANE
Receiving Stream(s) and Classifications: UNT's TO
LITTLE CHARTIERS CREEK/ CHARTIERS CREEK
WATERSHED; HQ; OTHER

2/16/12

ESCGP-1 No.: ESX12-059-0009
Applicant Name: EQT PRODUCTION
Contact Person: MR TODD KLANER
Address: 455 RACETRACK ROAD
City: WASHINGTON State: PA Zip Code: 15301
County: GREENE Township(s): CENTER
Receiving Stream(s) and Classifications: (4) UNT's TO
WEST RUN—HQ-WWF/TENMILE CREEK WATER-
SHED; HQ; OTHER

1/13/12

ESCGP-1 No.: ESX12-125-0010
Applicant Name: CHESAPEAKE APPALACHIA LLC
Contact Person: MR ERIC HASKINS
Address: 101 NORTH MAIN STREET
City: ATHENS State: PA Zip Code: 18810
County: WASHINGTON Township(s): DONEGAL
Receiving Stream(s) and Classifications: 1, UNT-NORTH
PRONG OF CASTLEMAN RUN-(HO) UPPER OHIO
SOUTH & BUFFALO CREEK 2 UNT's BUFFALO
CREEK (HO)/UPPER OHIO SOUTH & BUFFALO
CREEK; HQ

1/13/12

ESCGP-1 NO.: ESX12-125-0008
Applicant Name: RANGE RESOURCES APPALACHIA
LLC
CONTACT PERSON: MR GLENN TRUZZI
ADDRESS: 3000 TOWN CENTER BOULEVARD
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): SMITH
Receiving Stream(s) and Classifications: UNT TO
BURGETTS FORK/RACCOON CREEK WATERSHED;
OTHER

2/6/12

ESCGP-1 NO.: ESX12-125-0020
Applicant Name: MARKWEST LIBERTY MIDSTREAM &
RESOURCES LLC
CONTACT: MR RICK LOWRY
ADDRESS: 824 MORGANZA ROAD
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): CROSS CREEK,
MOUNT PLEASANT
Receiving Stream(s) and Classifications: UNT's TO
SOUTH FORK CROSS CREEK; HQ

1/6/12

ESCGP-1 NO.: ESX12-125-0004
Applicant Name: RICE DRILLING B LLC
CONTACT: MR TOBY Z RICE
ADDRESS: 171 HILLPOINTE DRIVE SUITE 301
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): SOMERSET
Receiving Stream(s) and Classifications: UNT TO SOUTH
BRANCH PIGEON CREEK/PIGEON CREEK
WATERSHED; OTHER

3/8/12
 ESCGP-1 NO.: ESX2-125-0026
 Applicant Name: RANGE RESOURCES APPALACHIA LLC
 CONTACT: MR GLENN TRUZZI
 ADDRESS: 3000 TOWN CENTER BOULEVARD
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): CANTON
 Receiving Stream(s) and Classifications: GEORGES RUN/
 CHARTIERS CREEK WATERSHED; OTHER

1/25/12
 ESCGP-1 NO.: ESX12-125-0016
 Applicant Name: RANGE RESOURCES APPALACHIA LLC
 CONTACT: MR GLENN TRUZZI
 ADDRESS: 3000 TOWN CENTER BOULEVARD
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): AMWELL
 Receiving Stream(s) and Classifications: SMITH RUN &
 UNT TO MONTGOMERY RUN/TENMILE CREEK
 WATERSHED; OTHER

2/6/12
 ESCGP-1 NO.: ESX12-125-0019
 Applicant Name: RICE DRILLING B LLC
 CONTACT: MR DAVID MILLER
 ADDRESS: 171 HILLPOINTE DRIVE SUITE 301
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): WEST PIKE RUN
 Receiving Stream(s) and Classifications: UNT PIKE RUN;
 OTHER

2/8/12
 ESCGP-1 NO.: ESX10-005-0006 MAJOR REVISION
 Applicant Name: EQT PRODUCTION
 CONTACT: MR TODD KLANER
 ADDRESS: 455 RACETRACK ROAD SUITE 101
 City: WASHINGTON State: PA Zip Code: 15301
 County: ARMSTRONG Township(s): KITTANNING
 Receiving Stream(s) and Classifications: HORNEY CAMP
 RUN AND UNT TO HORNEY CAMP RUN-WWF/
 COWANSHANNOCK-CROOKED CREEKS WATER-
 SHED; OTHER

2/7/12
 ESCGP-1 NO.: ESX11-059-0044 MAJOR REVISION
 Applicant Name: APPALACHIA MIDSTREAM SERVICES LLC
 CONTACT: MR ERIC N STEWART
 ADDRESS: 179 CHESAPEAKE DRIVE
 City: JANE LEW State: WV Zip Code: 26378
 County: GREENE Township(s): ALEPPO
 Receiving Stream(s) and Classifications: UNT TO HARTS
 RUN—WWF; OTHER

1/11/12
 ESCGP-1 NO.: ESX12-003-0002
 Applicant Name: RANGE RESOURCES APPALACHIA LLC
 CONTACT: MR GLENN TRUZZI
 ADDRESS: 3000 TOWN CENTER BOULEVARD
 City: CANONSBURG State: PA Zip Code: 15317
 County: ALLEGHENY Township(s): FINDLAY
 Receiving Stream(s) and Classifications: UNT's TO PO-
 TATO GARDEN RUN/RACCOON CREEK WATER-
 SHED; OTHER

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of March 2012 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Donald Antry	2205 Meadowbrook Drive Schnecksville, PA 18078	Testing
Thomas Bartholetti	25 Jenner's Village Center #13 West Grove, PA 19390	Testing
Richard Barto	112 Shields Lane Slippery Rock, PA 16057	Testing
Thomas Berardelli	1639 Newton Ransom Blvd. Clarks Summit, PA 18411	Testing
Frederick Buck	P. O. Box 63 Saylorsburg, PA 18353	Testing
Paul Bukeavich	318 Ridge Street Ashley, PA 18706	Testing
Dean Conrad	1315 Pottsville Street Pottsville, PA 17901	Testing
David DeMar	P. O. Box 296 Green Lane, PA 18054	Testing
David DeMar Accurate Radon Control, Inc.	P. O. Box 296 Green Lane, PA 18054	Mitigation

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Chris Dobson	P. O. Box 153 Centre Hall, PA 16828	Mitigation
Christopher Earley	420 Eleanor Circle Aston, PA 19014	Testing
Sheldon Fleming	P. O. Box 279 Codorus, PA 17311	Testing & Mitigation
John Goldsworthy	2007 Carmel Drive Jamison, PA 18929	Testing
Robert Hannabery	P. O. Box 1582 Bethlehem, PA 18016	Testing
Sean Harkin	90 Caernarvon Drive Elverson, PA 19520	Testing
Phil Houck	677 Jacobsburg Road Nazareth, PA 18064	Testing
Steven Hunn	3650 Concorde Parkway Suite 100 Chantilly, VA 20151	Testing
George Kasmirsky	P. O. Box 145 Hickory, PA 15340	Testing
Zachery Keller Abatement Pros Radon Reduction Systems	402 King Street East Stroudsburg, PA 18301	Mitigation
George Kerr	3650 Concorde Parkway Suite 100 Chantilly, VA 20151	Testing
Craig Lennox	2801 Soni Drive Trooper, PA 19403	Testing
Daniel Linski	100 N. Wilkes-Barre Boulevard Wilkes-Barre, PA 18353	Testing
Joseph Liotta	2902 Keenwood Road Norristown, PA 19403	Mitigation
Andrew Luzetski	20 Woodside Drive Dallas, PA 18612	Testing
Greg Mathias	66 Wedgewood Gardens Lewisburg, PA 17837	Testing
David Morgan	44 Crestview Road Phoenixville, PA 19460	Testing
Daniel Moscaritolo	103 Lassen Lane Milford, PA 18337	Testing
Patrick Otterson	2804 Village Green Lane Trooper, PA 19403	Testing & Mitigation
Joseph Peake	110 Lakeview Trail Sugarloaf, PA 18249	Testing
Piotr Podolecki	11 Timber Drive Alburtis, PA 18011	Mitigation
Wilbur Robinson	107 Laporte Drive Cranberry Township, PA 16066	Testing
Brendan Ryan Envirocare of Southwest PA	216 Logan Road Valencia, PA 16059	Testing
George Schambach Professional Home Inspections	1278 Vestal Avenue Binghamton, NY 13903	Testing & Mitigation
Timothy Stewart	3650 Concorde Parkway Suite 100 Chantilly, VA 20151	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Richard Stump, II Suburban Property Inspections	4600 Kutztown Road Temple, PA 19560	Testing
William Thacker	33 Cherry Road Airville, PA 17302	Testing
Stanley J. Watras S. J. Watras, Inc.	32 Indian Lane Boyertown, PA 19512	Testing & Mitigation
Matthew Winslow	51 Sugar Maple Road Barto, PA 19504	Testing
Ronald Zimmerman	P. O. Box 179 Kutztown, PA 19530	Testing

CATEGORICAL EXCLUSION

Northeast Region: Clean Water Program, 2 Public Square, Wilkes-Barre, PA 18701-1915

Project Information:

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Borough of West Pittston	555 Exeter Avenue West Pittston, PA. 18643	Borough of West Pittston	Luzerne

Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The proposed project, known as the York Avenue Project, will rehabilitate a portion of an existing combined sewer system and install a new storm sewer system to be located in the public right-of-way, primarily in streets, that has previously been disturbed when the combined sewer system and the street were originally constructed. The replacement combined sewer system will be located in and/or near the same public, right-of-way locations as the originally installed combined sewer system. The Department's review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

[Pa.B. Doc. No. 12-656. Filed for public inspection April 13, 2012, 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.

Draft Technical Guidance Document: New Guidance

DEP ID: 550-5000-001. Title: Addressing Spills and Releases from Oil & Gas Wells and Related Operations.

Description: This policy is developed to facilitate a consistent and uniform general response by those working in and for the oil and gas industry to respond to spills and releases related to oil and gas well operations regulated by the Department. Written Comments: Interested persons may submit written comments on this Draft Technical Guidance Document. Comments must be received by May 14, 2012. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by electronic mail must include the originator's name and address. Written comments should be submitted to Kurt Klapkowski, Department of Environmental Protection, Bureau of Oil and Gas Planning and Program Management, P. O. Box 8765, Harrisburg, PA 17105-8765, (717) 772-2199 or kklapkowski@pa.gov.

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

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 12-657. Filed for public inspection April 13, 2012, 9:00 a.m.]

Certification under Section 401 of the Federal Clean Water Act

The Department of Environmental Protection (Department) certifies under section 401 of the Federal Clean Water Act (33 U.S.C.A. § 1341), subject to the conditions listed in this notice, that the activities authorized by the

Army Corps of Engineers published at 77 FR 10184 (February 21, 2012) (Reissuance of Nationwide Permits (NWP)) which may result in a discharge into waters of the United States in this Commonwealth will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). In addition, the Commonwealth certifies, subject to the conditions listed in this notice, that there is a reasonable assurance that the construction and operation of the NWPs in the February 21, 2012, notice will comply with applicable Federal and State water quality standards.

For further information concerning the NWPs, contact the Army Corps of Engineers, David Olson at (202) 761-4922 or access the Army Corps of Engineers web page at <http://www.usace.army.mil/Missions/CivilWorks/RegulatoryProgramandPermits.aspx>.

This final certification is conditional on any public comment received. The Department will accept comments on this certification for 30 days. The Department requests written comments on the proposed modifications to this General Permit by May 14, 2012. Comments received by facsimile will not be accepted. Interested persons may submit comments, suggestions or objections to Ken Murin, Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands, Division of Wetlands, Encroachments and Training, P. O. Box 8460, Harrisburg, PA 17105-8460, kmurin@pa.gov, (717) 787-3411.

The Army Corps of Engineers is reissuing 48 of the 49 NWPs, general conditions and definitions with some modifications and 2 new NWPs, 3 new general conditions and 3 new definitions. These final NWPs were effective on March 19, 2012.

Except in instances where the Pennsylvania Statewide Programmatic General Permit (PASPGP-4) issued by the Army Corps of Engineers in July 2011 does not apply, the Army Corps of Engineers has indicated it will suspend these NWPs. This suspension will preserve the one-stop State and Federal permitting process the Army Corps of Engineers presently offers under PASPGP-4 while maintaining the current level of protection provided to wetlands and water resources.

Nationwide Permits

1. Aids to Navigation
2. Structures in Artificial Canals
3. Maintenance
4. Fish and Wildlife Harvesting, Enhancement and Attraction Devices and Activities
5. Scientific Measurement Devices
6. Survey Activities
7. Outfall Structures and Associated Intake Structures
8. Oil and Gas Structures
9. Structures in Fleeting and Anchorage Areas
10. Mooring Buoys
11. Temporary Recreational Structures
12. Utility Line Activities
13. Bank Stabilization

14. Linear Transportation Projects
15. United States Coast Guard Approved Bridges
16. Return Water From Upland Contained Disposal Areas
17. Hydropower Projects
18. Minor Discharges
19. Minor Dredging
20. Response Operations for Oil and Hazardous Substances
21. Surface Coal Mining Activities
22. Removal of Vessels
23. Approved Categorical Exclusions
24. Indian Tribe or State Administered Section 404 Programs
25. Structural Discharges
26. [Reserved]
27. Aquatic Habitat Restoration, Establishment, and Enhancement Activities
28. Modifications of Existing Marinas
29. Residential Developments
30. Moist Soil Management for Wildlife
31. Maintenance of Existing Flood Control Facilities
32. Completed Enforcement Actions
33. Temporary Construction, Access and Dewatering
34. Cranberry Production Activities
35. Maintenance Dredging of Existing Basins
36. Boat Ramps
37. Emergency Watershed Protection and Rehabilitation
38. Cleanup of Hazardous and Toxic Waste
39. Commercial and Institutional Developments
40. Agricultural Activities
41. Reshaping Existing Drainage Ditches
42. Recreational Facilities
43. Stormwater Management Facilities
44. Mining Activities
45. Repair of Uplands Damaged by Discrete Events
46. Discharges in Ditches
47. [Reserved]
48. Commercial Shellfish Aquaculture Activities
49. Coal Remining Activities
50. Underground Coal Mining Activities
51. Land-Based Renewable Energy Generation Facilities
52. Water-Based Renewable Energy Generation Pilot Projects

Nationwide Permit General Conditions

1. Navigation
2. Aquatic Life Movements
3. Spawning Areas
4. Migratory Bird Breeding Areas
5. Shellfish Beds

6. Suitable Material
7. Water Supply Intakes
8. Adverse Effects from Impoundments
9. Management of Water Flows
10. Fills Within 100-Year Floodplains
11. Equipment
12. Soil Erosion and Sediment Controls
13. Removal of Temporary Fills
14. Proper Maintenance
15. Single and Complete Project
16. Wild and Scenic Rivers
17. Tribal Rights
18. Endangered Species
19. Migratory Bird and Bald and Golden Eagle Permits
20. Historic Properties
21. Discovery of Previously Unknown Remains and Artifacts
22. Designated Critical Resource Waters
23. Mitigation
24. Safety of Impoundment Structures
25. Water Quality
26. Coastal Zone Management
27. Regional and Case-by-Case Conditions
28. Use of Multiple Nationwide Permits
29. Transfer of Nationwide Permit Verifications
30. Compliance Certification
31. Pre-Construction Notification

This certification is subject to the following conditions:

Conditions

1. Prior to commencing any activity covered by an NWP, the applicant must obtain all necessary permits or approvals from the Department, including, but not limited to, those required by The Clean Streams Law (35 P. S. §§ 691.1—691.1001), the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304), the Land Recycling and Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) and the regulations promulgated thereunder including 25 Pa. Code Chapters 75, 91—93, 95, 102, 105 and 260—299. All environmental assessments required under these regulations, in addition to other regulatory requirements, must be complied with as a condition of Section 401 Water Quality Certification for the NWPs.

2. Fill material cannot contain wastes as defined in the Solid Waste Management Act.

3. For activities that impact wetlands, a delineation shall be conducted in accordance with the Commonwealth's procedures for wetland delineation. The present procedure is published at 25 Pa. Code § 105.451 (relating to identification and delineation of wetlands—statement of policy).

4. The Department retains the right, on an individual activity basis, to withdraw or modify 401 Water Quality Certification for an activity subject to a NWP which it determines may adversely impact water quality.

5. The Department retains the right, to add or modify conditions based on comment received by the public.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 12-658. Filed for public inspection April 13, 2012, 9:00 a.m.]

Radioactive Material Decommissioning Planning

On June, 17, 2011, the Nuclear Regulatory Commission (NRC) published a final rule on “decommissioning planning” at 76 FR 35512 (June 17, 2011). This rule amends sections of 10 CFR Parts 20, 30, 40, 50, 70 and 72. The final rule is effective on December 17, 2012, for the Commonwealth and NRC radioactive materials users licensed under the previously noted regulations. Those NRC licensees subject to 10 CFR Part 50, compliance with the reporting provisions in 10 CFR 50.82(a)(8)(v) and (vii) (relating to termination of license), is required by March 31, 2013.

The NRC final rule is designed to improve decommissioning planning and prevent future “legacy sites” with insufficient funds for facility or site clean-up by requiring licensees to minimize the introduction of residual radioactivity at their sites during operations. A legacy site is a facility with an owner who cannot complete complex decommissioning work for technical or financial reasons.

Further, the final rule will require licensees to report additional details in their decommissioning cost estimate, eliminate the escrow account and line of credit as approved financial assurance mechanisms and modify other financial assurance requirements.

As an NRC Agreement State, the Commonwealth incorporates by reference most NRC regulations related to radiation protection and the licensing of byproduct material, source material and small quantities of special nuclear material. These reference citations are found throughout 25 Pa. Code Subpart D, Article V (relating to radiological health). Therefore, this final NRC rule will take effect for Commonwealth licensees on the same date as NRC licensees, December 17, 2012.

For additional information on radioactive material decommissioning, individuals may contact the Bureau of Radiation Protection at (717) 787-2480 or RA-EPDecommissioning@pa.gov. Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department of Environmental Protection (Department) directly at (717) 787-2480 or through 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. 12-659. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Butler County

Proposals are invited to provide the Department of General Services with 5,763 usable square feet of office space for the Pennsylvania Board of Probation and Parole in Butler County. For more information on SFP No. 10001430, which is due on Friday, May 25, 2012, visit www.dgs.state.pa.us or contact Scott Shelton at (717) 787-5546.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 12-660. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application for Exception to 28 Pa. Code § 51.6

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirements of 28 Pa. Code § 51.6 (relating to identification of personnel):

Heart of Lancaster Regional Medical Center
Lancaster Regional Medical Center
York Hospital

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-661. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 131.22

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an

exception to the requirements of 28 Pa. Code § 131.22 (relating to treatment orders):

St. Luke's Hospital
St. Luke's Hospital Anderson
St. Luke's Hospital Quakertown
St. Luke's Miners Hospital

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-662. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Heritage Valley Beaver for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Heritage Valley Beaver has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.1-7.2.2.1(1) (relating to public corridors).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-663. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Holy Spirit Carlisle Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Holy Spirit Carlisle Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.1-6.1.1 (relating to vehicular drop-off and pedestrian entrance).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-664. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Hospital of the University of Pennsylvania for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hospital of the University of Pennsylvania has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.1-7.2.3.4(3),

2.1-8.3.2.2 and 2.2-3.3.6.14 (relating to ceilings in restricted areas; new panel boards; and sterile room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-665. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Magee Womens Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Magee Womens Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.4.5.1 and 2.2-3.4.5.3 (relating to space requirements; and patient toilet).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-666. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Main Line Fertility Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Main Line Fertility Center has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.7-3.8.1 and 3.7-3.8.1.2 (relating to outpatient surgery change area; and securing patients' personal effects).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-667. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Mechanicsburg Pain Management Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Mechanicsburg Pain Management Center has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 3.7-3.8.1.1 (relating to outpatient change areas).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-668. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Memorial Hospital Outpatient Endoscopy Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Memorial Hospital Outpatient Endoscopy Center has requested an exception to the requirements of 28 Pa. Code §§ 553.1, 553.31, 555.1, 555.2, 555.31, 563.2, 567.2 and 569.1.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Services at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-669. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Memorial Hospital York for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Memorial Hospital York has requested an exception to the requirements of 28 Pa. Code §§ 123.25(2), 127.32, 138.13, 138.15 and 138.18(b).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-670. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Peters Township Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Peters Township Surgery Center has requested an exception to the requirement of 28 Pa. Code § 569.35 (relating to general safety precautions).

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

This facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-671. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Pinnacle Health at Harrisburg Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Pinnacle Health at Harrisburg Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 2.1-8.5.3.2 (relating to size of technology distribution rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-672. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Riddle Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Riddle Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.1.3.7 and 2.2-3.1.4.2 (relating to patient toilets; and airborne infection isolation room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-673. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of The Skin Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Skin Center has requested an exception to the requirements of 28 Pa. Code § 557.4 (relating to Quality Assurance and Improvement Committee).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-674. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of South Hills Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that South Hills Surgery Center has requested an exception to the requirement of 28 Pa. Code § 569.35 (relating to general safety precautions).

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

This facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-675. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Surgical Center of York for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Surgical Center of York has requested an exception to the requirements of 28 Pa. Code §§ 553.1, 553.3, 553.4, 553.31(b), 555.1—555.4, 557.1—557.4, 563.1, 563.2 and 567.21(1).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, 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. 12-676. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of The Western Pennsylvania Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Western Pennsylvania Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-2.6.2.2 and 2.2-

3.5.6.2 (relating to space requirements for medical/surgical ICU; and patient prep, holding and recovery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-677. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application of Wills Eye Institute for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Wills Eye Institute has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.1-2.6.10, 2.1-2.6.11.2, 2.1-2.6.11.3, 2.1-2.7.2, 2.1-8.5.1.2, 2.1-8.5.2.3.1, 2.1-8.5.3.2, 2.1-8.7.2.2, 2.2-2.2.6.9, 2.2-2.2.6.12, 2.2-3.3.2(a)(1), 2.2-3.3.3.2(2)(a) and (b), 2.2-3.3.3.3(1)(b), 2.2-3.3.3.4(2)(a) and (b), 2.2-3.3.3.4(4)(b)(i), 2.2-3.3.6.11, 2.2-3.3.8.1, 2.2-5.2.4.2 and 2.2-5.7.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, 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 10 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-678. Filed for public inspection April 13, 2012, 9:00 a.m.]

Pennsylvania Diabetes Action Partnership Meeting

The Pennsylvania Diabetes Action Partnership will hold a public meeting on Thursday, May 10, 2012, from 10 a.m. to 3 p.m. The meeting will be held at the Pennsylvania Medical Society, 777 East Park Drive, Harrisburg, PA 17105-8820.

For additional information, or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact John Hagni, Administrator of Community Services, Division of Nutrition and Physical Activity, Bureau of Health Promotion and Risk Reduction, Room 1000 Health and Welfare Building, Harrisburg, PA, (717) 787-5876, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-679. Filed for public inspection April 13, 2012, 9:00 a.m.]

Tobacco Use Prevention and Cessation Advisory Committee Public Meeting

The Tobacco Use Prevention and Cessation Advisory Committee of the Department of Health, established under section 705 of the Tobacco Settlement Act (35 P. S. § 5701.705), will hold a public meeting on Wednesday, April 25, 2012, from 1 p.m. to 3:30 p.m. in Room 812, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120. The purpose of the meeting is to discuss the tobacco use prevention and cessation priorities for State Fiscal Year 2012-2013. No reservations are required to attend the meeting.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Judy Ochs, Director, Division of Tobacco Prevention and Control, Room 1032, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 783-6600, or V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-680. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Allowable Cost Reimbursement for Non-State Intermediate Care Facilities for persons with Intellectual Disabilities

The purpose of this notice is to announce the Department of Public Welfare's (Department) intent to amend 55 Pa. Code Chapter 6211 (relating to allowable cost reimbursement for non-State operated intermediate care facilities for the mentally retarded) regarding provider payment methodologies, rates and terminology. These regulations will apply to non-State operated intermediate care facilities for persons with intellectual disabilities (ICF/ID) providers (previously referred to as ICF/MR providers) rendering services for individuals with intellectual disabilities or other related conditions.

Background

On July 1, 2011, the General Assembly enacted the act of June 30, 2011 (P.L. 89, No. 22) (Act 22), which amended the Public Welfare Code (code) (62 P.S. §§ 101—1503). Act 22 added several new provisions to the code, including section 403.1 (62 P.S. § 403.1). Section 403.1(a)(4), (c) and (d) of the code authorizes the Department to promulgate final-omitted regulations under section 204(1)(iv) of the Commonwealth Documents Law (CDL)¹ to establish or revise provider payment rates or payment methodologies for particular services. In addition, to ensure that the Department's expenditures for State Fiscal Year (FY) 2011-2012 do not exceed the aggregate amount appropriated by the General Assembly, section 403.1 of the code expressly exempts the regulations from the Regulatory Review Act (71 P.S. §§ 745.1—745.12), section 205 of the CDL (45 P.S. § 1205) and section 204(b) of the Commonwealth Attorneys Act (71 P.S. § 732-204(b)).

The Department's non-State operated ICF/ID program has approximately 178 ICF/ID service locations and 33 providers in this Commonwealth with a total funding level of \$362.666 million in Federal and State funding. To improve cost efficiencies of this program, the Department intends to amend 55 Pa. Code Chapter 6211.

The following is a summary of the major regulatory amendments contemplated by the Department:

The Department intends to amend 55 Pa. Code § 6211.16(c)(2) (relating to establishment of standard interim per diem rate). Subsection (c)(2) will provide that the Department may apply a cost of living adjustment during the rate development process and eliminate references to the application of an inflationary factor.

The Department also intends to amend 55 Pa. Code § 6211.16 by adding a new subsection. Subsection (e) will provide that the Department has the authority to apply a rate adjustment factor (RAF) to the standard interim per diem rate for each provider, including those providers who request a waiver of the standard interim per diem rate as specified in 55 Pa. Code § 6211.31 (relating to request for waiver). The ability to apply a RAF will maintain fiscal stability and ensure the Department's expenditures do not exceed the aggregate amount appropriated by the General Assembly.

¹ The act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1204(1)(iv)). Section 204(1)(iv) of the CDL authorizes an agency to omit or modify notice of proposed rulemaking when a regulation relates to Commonwealth grants and benefits. The Medical Assistance program is a Commonwealth grant program through which eligible recipients receive coverage of certain health care benefits.

The Department intends to amend the deadline under 55 Pa. Code § 6211.31. The Department intends to amend the regulation to provide for an October 31st deadline to submit a request for waiver in place of the March 1st deadline. The request for waiver shall be submitted to the Department in writing by October 31 of the fiscal year for which the waiver is being requested. This amendment adjusts the regulations to current program practice.

The Department intends to amend 55 Pa. Code § 6211.31 to clarify that for a provider with less than a 12-month cost report who fails to submit a request for waiver of the standard interim per diem rate will be provided a rate established under 55 Pa. Code § 6211.15 (relating to failure to submit cost report).

The Department also intends to delete references to the language "mental retardation" and replace this outdated language with "persons with intellectual disabilities." The Department also intends to replace the references to the "Office of Mental Retardation" with "the Department."

Fiscal Impact

The Department does not anticipate savings or costs. Implementation of a rate adjustment factor ensures that the Department's expenditures do not exceed the aggregate amount appropriated by the General Assembly.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Intellectual Disabilities (MH/ID) County Program or regional Office of Developmental Programs (ODP) in the corresponding regions:

- *Western region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222, (412) 565-5144
- *Northeast region:* Room 315, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503, (570) 963-4749
- *Southeast region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107, (215) 560-2242 or (215) 560-2245
- *Central region:* Room 430, Willow Oak Building, P. O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105, (717) 772-6507

Contact information for the local MH/ID County Program may be accessed at <https://www.hcsis.state.pa.us/hcsis-ssd/pgm/asp/PRCNT>. ASP or contact the previously referenced regional ODP.

Interested persons are invited to submit written comments for these changes to the Department within 15 days from the date of publication of this notice by sending an e-mail to ODP's rate-setting mailbox at ra-comment@pa.gov, use subject header "PN 6211 ICF/ID; provider rates" or send postal mail to the Department of Public Welfare, Office of Developmental Programs, Division of Policy, 5th Floor, Health and Welfare Building, Forster and Commonwealth Avenues, Harrisburg, PA 17120.

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-752. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-681. Filed for public inspection Arpil 13, 2012, 9:00 a.m.]

Payments for Burn Center Services

The Department of Public Welfare is announcing its intent to decrease the funding allotted for Fiscal Year (FY) 2011-2012 disproportionate share hospital (DSH) payments to certain qualifying Medical Assistance acute care general hospital burn centers. This decrease in funding is required to be consistent with the FY 2011-2012 appropriated amount for inpatient hospital services. There is no change in the current qualifying criteria or methodology for determining eligibility for these payments.

Fiscal Impact

The FY 2011-2012 fiscal impact, as a result of this anticipated change to this class of DSH payments is \$7.576 million (\$3.404 million in State general funds and \$4.172 million in Federal funds) pending approval by the Centers for Medicare and Medicaid Services.

Public Comment

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

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-751. (1) General Fund; (2) Implementing Year 2011-12 is \$3,404,000; 1st Succeeding Year 2012-13 is \$0; 2nd Succeeding Year 2013-14 is \$0; 3rd Succeeding Year 2014-15 is \$0; 4th Succeeding Year 2015-16 is \$0; 5th Succeeding Year 2016-17 is \$0; (4) 2010-11 Program—\$4,946,000; 2009-10 Program—\$4,630,000; 2008-09 Program—\$5,170,000; (7) Hospital Based Burn Centers; (8) recommends adoption. Funds have been included in the budget to cover these payments.

[Pa.B. Doc. No. 12-682. Filed for public inspection April 13, 2012, 9:00 a.m.]

Payments to Nonpublic and County Nursing Facilities; Rates for State Fiscal Year 2011-2012

This notice announces the Department of Public Welfare's (Department) final annual case-mix per diem payment rates for State Fiscal Year (FY) 2011-2012 for most of the nonpublic and county nursing facilities that participate in the Medical Assistance (MA) Program. This notice also announces the proposed case-mix per diem payment rates for four of the special rehabilitation nursing facilities that participate in the MA Program for the period November 1, 2011, through June 30, 2012.

Nonpublic Nursing Facility Final Per Diem Rates

As required by the case-mix payment methodology regulations in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting), the Department annually sets an annual MA per diem rate for each nonpublic nursing facility provider. Each facility's annual per diem rate is

comprised of four components: resident care; other resident related; administrative; and capital.

Section 1187.96 of 55 Pa. Code (relating to price- and rate-setting computations) authorizes a 3-year phase-in of the use of the Minimum Data Set Resource Utilization Group III version 5.12 44 Grouper (RUG v 5.12) and the most recent classifiable resident assessments beginning July 1, 2010, and ending June 30, 2013. The phase-in provisions only affect the resident care component of a facility's case-mix per diem rate. The resident care rate used to establish a nursing facility's case-mix per diem rate is a blended resident care rate which consists of a portion of the resident care rate calculated using the previous RUG version 5.01 Grouper (RUG v 5.01) and the most recent comprehensive resident assessments and a portion of the resident care rate calculated using RUG v 5.12 and the most recent classifiable resident assessments. For FY 2011-2012, the nursing facility's blended resident care rate will equal 50% of the nursing facility's RUG v 5.01 resident care rate from the prior rate quarter adjusted by the percent increase or decrease in the RUG v 5.12 resident care rate and 50% of the nursing facility's RUG v 5.12 resident care rate.

The act of July 4, 2008 (P. L. 557, No. 44) (Act 44), among other things, directed the Department to phase-out the use of county nursing facility costs in nonpublic nursing facility rate setting over a period of 3 rate years, beginning with FY 2009-2010 and ending on June 30, 2012. Consistent with Act 44, the Department has continued to include county nursing facilities in determining peer groups in accordance with 55 Pa. Code § 1187.94(1)(v) (relating to peer grouping for price setting) for the rate year 2011-2012. Once peer groups were determined, the Department calculated an interim median by adding each county nursing facility's costs from the three most recent audited cost reports or their reported costs if audited costs were not available to a noncollapsed peer group based on bed size and Metropolitan Statistical Area group. For rate year 2011-2012, the phase-out median equals 25% of the interim median plus 75% of the median calculated in accordance with 55 Pa. Code § 1187.98(b)(4) (relating to phase-out median determination).

In addition, the act of June 30, 2011 (P. L. 89, No. 22) (Act 22) amended the Public Welfare Code (62 P. S. §§ 101—1503) to authorize the Department to continue to apply a budget adjustment factor (BAF) in calculating rates for MA nonpublic and county nursing facilities for each fiscal year between July 1, 2011, and June 30, 2013. Federal Centers for Medicare and Medicaid Services (CMS) approved State Plan Amendment (SPA) 11-015 on November 21, 2011. SPA 11-015 states that the BAF shall limit payment rates for MA nursing facility services for county and nonpublic nursing facilities so that the State-wide day-weighted average payment rate for FY 2011-2012 is limited to the amount permitted by the funds appropriated by the General Appropriations Act of 2011. For FY 2011-2012, a BAF will be calculated each quarter for nonpublic nursing facilities. The formula the Department will use to determine a Quarterly BAF equals the annual target rate divided by the weighted average quarterly rate at 100%. If the Quarterly BAF as calculated is greater than 1.0, the Quarterly BAF will equal 1.0. The proposed change in rate methodology related to the special rehabilitation nursing facilities was not a factor in these quarterly BAF calculations.

County Nursing Facility Per Diem Rates

As required by the rate methodology in 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting), the Department annually sets an annual MA per diem rate for each county nursing facility provider. As stated in 55 Pa. Code § 1189.91(b) (relating to per diem rates for county nursing facilities), for each rate year beginning on or after July 1, 2007, the per diem rate paid to a county nursing facility for a rate year is the facility's prior rate year per diem rate multiplied by a BAF.

In addition, as required by 55 Pa. Code § 1189.91(d), the Department followed the formula in the Commonwealth's approved State Plan to determine that the BAF for FY 2011-2012 county nursing facilities is 1.0. CMS approved SPA 11-016 on November 21, 2011.

SPA 11-016 states that for rate setting years 2011-2012 and 2012-2013, the BAF shall limit the estimated State-wide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate for FY 2011-2012 is limited to the amount permitted by the funds appropriated by the General Appropriations Act of 2011.

The final per diem rates for FY 2011-2012 are available on the Department's web site at www.dpw.state.pa.us/provider/doingbusinesswithdpw/longtermcarecasemixinformation/index.htm, at local county assistance offices throughout this Commonwealth or by contacting Yvette Sanchez-Roberts, Department of Public Welfare, Office of Long-Term Living at (717) 265-7569.

Special Rehabilitation Proposed Per Diem Rates

For the period commencing November 1, 2011, peer group medians and prices will be established for the four nursing facilities that were classified as special rehabilitation nursing facilities on or before July 1, 2000 (Good Shepherd Home Raker Center, Inglis House, Margaret E. Moul Home and Good Shepherd Home—Bethlehem). These peer group medians and prices are separate from those for any other facilities meeting the definition of a special rehabilitation nursing facility as described in the notice Payment for Nursing Facility Services Provided by Special Rehabilitation Nursing Facilities; Change in Methods and Standards of Setting Payment Rates published at 41 Pa.B. 5826 (October 29, 2011). The Department intends to make additional changes to the payment methodology, for the period November 1, 2011, through June 30, 2012, so that this change in peer group methodology will not be a factor in the quarterly BAF calculations in the Commonwealth's approved State Plan. SPA 11-028 was submitted to the CMS on December 28, 2011.

Final annual per diem rates for Good Shepherd Home Raker Center, Inglis House, Margaret E. Moul Home and Good Shepherd Home—Bethlehem for the period November 1, 2011, through June 30, 2012, will be published as a public notice in the *Pennsylvania Bulletin* after CMS approval of SPA 11-028 and publication of regulations.

Public Process

The Department published a notice in the *Pennsylvania Bulletin* announcing its proposed case-mix per diem payment rates for nonpublic and county nursing facilities for FY 2011-2012 at 41 Pa.B. 3306 (June 25, 2011) and invited interested persons to submit comments. No comments were received by the Department in response to the proposed rate notice. In addition, the Department reviewed and considered the public comment received within the 30-day public comment period in response to the notice published at 41 Pa.B. 5826 related to the change in rate methodology for special rehabilitation nursing facilities.

Appeals

Following publication of this notice, the Department will send rate letters to notify MA nursing facilities of their final rates for FY 2011-2012. The rate letter will also advise the facility that it may file an administrative appeal if the facility believes that the Department made any errors or otherwise disagrees with its final rates for FY 2011-2012. A provider's appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, 2nd Floor, Harrisburg, PA 17110-9721, within 33 days of the date of the Department's letter notifying the facility of its final rates. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to Medical Assistance hearings and appeals) and to the Department's regulations at 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures) for more detail regarding their appeal rights and the requirements related to written appeals.

Fiscal Impact

There is no fiscal impact for the change in final payment rates for FY 2011-2012 per diem rate payments to nonpublic and county nursing facilities compared to the facilities' final FY 2010-2011 per diem rates. The estimated fiscal impact for the proposed change in payment rates related to the four special rehabilitation nursing facilities for the period November 1, 2011, through June 30, 2012, is \$0.331 million in State funds. Funding for these changes has been included in the MA Long-Term Care appropriation.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Attention: Yvette Sanchez-Roberts, Forum Place, 5th Floor, 555 Walnut Street, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-753. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-683. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Hot Ticket 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 Hot Ticket.

2. *Price:* The price of a Pennsylvania Hot Ticket instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Hot Ticket instant lottery game ticket will contain one play area and a "HOT MULTIPLIER" area. The play symbols and their captions printed in black ink, located in the play area are: 1 (ONE), 3 (THREE), 4 (FOUR), 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 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN) and a Flame (FLAME) symbol. The play symbols and their captions printed in red ink, located in the play area are: 1 (ONE), 3 (THREE), 4 (FOUR), 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 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN) and a HOT (RDHOT) symbol. The play symbols and their captions located in the "HOT MULTIPLIER" area are: NO MULTIPLIER (TRY AGAIN), TRY AGAIN (NO MULTIPLIER), 2X (2TIMES), 5X (5TIMES) and 10X (10TIMES).

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), \$75⁰⁰ (SVY FIV), \$100 (ONE HUN), \$150 (ONEHUNFTY), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$750 (SVNHUNFTY), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$75, \$100, \$150, \$250, \$500, \$750, \$1,000, \$5,000, and \$100,000. A player can win up to 15 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 8,400,000 tickets will be printed for the Pennsylvania Hot Ticket instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Flame (FLAME) symbol and a 5X (5TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that Flame (FLAME) symbol and a 2X (2TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Flame (FLAME) symbol and a 10X (10TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$750 (SVNHUNFTY) appears in the "prize" area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$750.

(h) Holders of tickets with a HOT (RDHOT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all fifteen of the "prize" areas and a 5X (5TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$750.

(i) Holders of tickets with a HOT (RDHOT) symbol in the play area, with the symbol and caption printed in red ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in all fifteen of the "prize" areas and a 10X (10TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$750.

(j) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that Flame (FLAME) symbol and a 2X (2TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Flame (FLAME) symbol and a 5X (5TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "prize" area under that Flame (FLAME) symbol and a 10X (10TIMES) symbol appears in the "HOT MULTIPLIER" area, on a single ticket, shall be entitled to a prize of \$500.

(n) Holders of tickets with a HOT (RDHOT) symbol in the play area, with the symbol and caption printed in red

black ink, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$25.

(jj) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Flame (FLAME) symbol and a 5X (5TIMES) symbol appears in the “HOT MULTIPLIER” area, on a single ticket, shall be entitled to a prize of \$25.

(kk) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$20.

(ll) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$10⁰⁰ (TEN DOL)

appears in the “prize” area under that Flame (FLAME) symbol and a 2X (2TIMES) symbol appears in the “HOT MULTIPLIER” area, on a single ticket, shall be entitled to a prize of \$20.

(mm) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Flame (FLAME) symbol, on a single ticket, shall be entitled to a prize of \$10.

(nn) Holders of tickets with a Flame (FLAME) symbol in the play area, with the symbol and caption printed in black ink, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Flame (FLAME) 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 “FLAME” (FLAME) Symbol In The Play Area, Win Prize Shown Under It. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
\$5	\$5	8.57	980,000
\$5 × 2	\$10	40	210,000
\$10	\$10	30	280,000
\$10 w/2X	\$20	150	56,000
\$10 × 2	\$20	200	42,000
\$20	\$20	200	42,000
\$5 w/5X	\$25	200	42,000
\$5 × 5	\$25	300	28,000
(\$10 × 2) + \$5	\$25	600	14,000
\$25	\$25	300	28,000
\$20 w/2X	\$40	300	28,000
\$10 × 4	\$40	600	14,000
\$20 × 2	\$40	600	14,000
\$40	\$40	600	14,000
\$5 w/10X	\$50	600	14,000
\$10 w/5X	\$50	600	14,000
\$25 × 2	\$50	600	14,000
\$50	\$50	600	14,000
HOT w/(\$5 × 15)	\$75	600	14,000
(\$5 × 3) w/5X	\$75	1,600	5,250
\$25 × 3	\$75	1,600	5,250
\$75	\$75	2,400	3,500
HOT w/(\$5 × 10) + (\$10 × 5)	\$100	1,200	7,000
\$10 w/10X	\$100	3,000	2,800
\$20 w/5X	\$100	3,000	2,800
\$50 w/2X	\$100	2,400	3,500
\$10 × 10	\$100	2,400	3,500
\$25 × 4	\$100	3,000	2,800
\$50 × 2	\$100	3,000	2,800
\$100	\$100	3,000	2,800
HOT w/(\$10 × 15)	\$150	12,000	700
(\$5 + \$25) w/5X	\$150	12,000	700
\$75 w/2X	\$150	12,000	700
\$50 × 3	\$150	20,000	420
\$75 × 2	\$150	20,000	420
\$150	\$150	20,000	420
HOT w/(\$10 × 5) + (\$20 × 10)	\$250	20,000	420
\$25 w/10X	\$250	20,000	420
\$50 w/5X	\$250	20,000	420
(\$100 × 2) + \$50	\$250	40,000	210

Reveal A "FLAME" (FLAME)
Symbol In The Play Area, Win
Prize Shown Under It. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 8,400,000 Tickets:
\$250	\$250	40,000	210
HOT w/(\$20 × 5) + (\$40 × 10)	\$500	40,000	210
\$50 w/10X	\$500	40,000	210
\$100 w/5X	\$500	40,000	210
\$250 w/2X	\$500	40,000	210
\$50 × 10	\$500	120,000	70
\$100 × 5	\$500	120,000	70
\$250 × 2	\$500	120,000	70
\$500	\$500	120,000	70
(HOT w/(\$5 × 15)) w/10X	\$750	40,000	210
(HOT w/(\$10 × 15)) w/5X	\$750	40,000	210
\$250 + \$500	\$750	120,000	70
\$750	\$750	120,000	70
\$100 w/10X	\$1,000	120,000	70
(\$20 × 10) w/5X	\$1,000	120,000	70
\$500 w/2X	\$1,000	120,000	70
\$100 × 10	\$1,000	120,000	70
\$500 × 2	\$1,000	120,000	70
\$1,000	\$1,000	120,000	70
\$1,000 w/5X	\$5,000	420,000	20
\$5,000	\$5,000	420,000	20
\$100,000	\$100,000	840,000	10

Reveal a "HOT" (RDHOT) symbol, win all 15 prizes shown automatically.
Hot Multiplier: When you reveal a 2X, 5X or 10X symbol, multiply any prize won in the play area by that amount.

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 Hot Ticket 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 Hot Ticket, prize money from winning Pennsylvania Hot Ticket 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 Hot Ticket 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. Such announcement will be disseminated through media used to advertise or promote Pennsylvania Hot Ticket or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-684. Filed for public inspection April 13, 2012, 9:00 a.m.]

Pennsylvania Instant Millions '12 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 Instant Millions '12.

2. *Price:* The price of a Pennsylvania Instant Millions '12 instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania Instant Millions '12 instant lottery game ticket will contain one play area featuring a "WINNINGNUMBERS" area, a "YOURNUMBERS" area, a "Fast \$50" area, a "Fast \$100" area and a "Fast \$500" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 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 (TWYNIN), 30 (THIRTY), 31 (THYFOR), 32 (THYTWO), 33 (THYTHR), 34 (THYFIV), 35 (THYSIX), 36 (THYSVN), 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), 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 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX),

37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), 10X (10TIMES) symbol and an INSTANT (INSTMIL) symbol. The prize play symbol and the play symbols and their captions located in the "Fast \$50" area are: \$50⁰⁰ (FIFTY), NO BONUS (TRY AGAIN) and TRY AGAIN (NO BONUS). The prize play symbol and the play symbols and their captions located in the "Fast \$100" area are: \$100 (ONE HUN), NO BONUS (TRY AGAIN) and TRY AGAIN (NO BONUS). The prize play symbol and the play symbols and their captions located in the "Fast \$500" area are: \$500 (FIV HUN), NO BONUS (TRY AGAIN) and TRY AGAIN (NO BONUS). Each play area is played separately.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO), \$25,000 (TWYFIVTHO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$25, \$40, \$50, \$100, \$200, \$500, \$1,000, \$5,000, \$25,000, \$100,000 and \$1,000,000. The \$1,000,000 top prize is a lump sum cash payment. The prize that can be won in the "Fast \$50" area is \$50. The prize that can be won in the "Fast \$100" area is \$100. The prize that can be won in the "Fast \$500" area is \$500. A player can win up to 20 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,400,000 tickets will be printed for the Pennsylvania Instant Millions '12 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 under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an INSTANT (INSTMIL) symbol, and a prize symbol of \$1MILL (ONE MIL) appears under that INSTANT (INSTMIL) symbol, on a single ticket, shall be entitled to a prize of \$1,000,000.

(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 \$100,000 (ONEHUNTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(d) 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 \$25,000 (TWYFIVTHO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(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 \$5,000 (FIV THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol,

and a prize symbol of \$500 (FIV HUN) appears under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$200 (TWO HUN) appears under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(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 \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$100 (ONE HUN) appears under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets with a \$500 (FIV HUN) prize play symbol in the "Fast \$500" area, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$25⁰⁰ (TWY FIV) appears under that 10X (10TIMES) symbol, 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 \$200 (TWO HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets with a \$100 (ONE HUN) prize play symbol in the "Fast \$100" area, on a single ticket, shall be entitled to a prize of \$100.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES), and a prize symbol of \$10⁰⁰ (TEN DOL) appears under that 10X (10TIMES), on a single ticket, shall be entitled to a prize of \$100.

(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 \$50⁰⁰ (FIFTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(t) Holders of tickets with a \$50⁰⁰ (FIFTY) prize play symbol in the “Fast \$50” area, on a single ticket, shall be entitled to a prize of \$50.

(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 \$40⁰⁰ (FORTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25⁰⁰ (TWY FIV) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(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 \$20⁰⁰ (TWENTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

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 Winning Number, Win Prize Shown Under The Matching Number. Win With:

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets</i>
\$10 × 2	\$20	20	270,000
\$20	\$20	20	270,000
\$25	\$25	15	360,000
\$10 × 4	\$40	37.5	144,000
\$20 × 2	\$40	50	108,000
\$40	\$40	50	108,000
\$10 × 5	\$50	150	36,000
\$25 × 2	\$50	300	18,000
(\$20 × 2) + \$10	\$50	300	18,000
\$50 w/FAST \$50	\$50	75	72,000
\$50	\$50	150	36,000
\$20 × 5	\$100	300	18,000
\$10 w/10X	\$100	150	36,000
\$50 + (\$50 w/FAST \$50)	\$100	300	18,000
\$100 w/FAST \$100	\$100	150	36,000
\$100	\$100	150	36,000
\$20 × 10	\$200	1,000	5,400
\$40 × 5	\$200	1,000	5,400
\$100 × 2	\$200	1,000	5,400
\$20 w/10X	\$200	750	7,200
\$50 + (\$50 w/FAST \$50) + (\$100 w/FAST \$100)	\$200	750	7,200
\$200	\$200	1,000	5,400
\$25 × 20	\$500	4,800	1,125
\$50 × 10	\$500	8,000	675
\$100 × 5	\$500	8,000	675
(\$10 × 10) + (\$40 × 10)	\$500	4,800	1,125
(\$25 × 10) + (\$50 × 5)	\$500	8,000	675
\$50 w/10X	\$500	4,000	1,350
(\$200 × 2) + (\$100 w/FAST \$100)	\$500	4,000	1,350
\$500 w/FAST \$500	\$500	4,000	1,350
\$500	\$500	8,000	675
\$50 × 20	\$1,000	12,000	450
\$200 × 5	\$1,000	15,000	360
\$500 × 2	\$1,000	15,000	360
(\$100 × 6) + (\$40 × 10)	\$1,000	20,000	270
(\$50 w/10X) × 2	\$1,000	12,000	450
\$100 w/10X	\$1,000	12,000	450
\$50 + (\$100 × 3) + (\$50 w/FAST \$50) + (\$100 w/FAST \$100) + (\$500 w/FAST \$500)	\$1,000	12,000	450
\$500 + (\$500 w/FAST \$500)	\$1,000	12,000	450
\$1,000	\$1,000	15,000	360
\$1,000 × 5	\$5,000	120,000	45
(\$100 × 5) + (\$200 × 10) + (\$500 × 5)	\$5,000	120,000	45

When Any Of Your Numbers
Match Any Winning Number,
Win Prize Shown Under The
Matching Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 5,400,000 Tickets
(\$25 w/10X) × 20	\$5,000	120,000	45
\$500 w/10X	\$5,000	120,000	45
\$5,000	\$5,000	120,000	45
((100 w/10X) × 15) + ((200 w/10X) × 5)	\$25,000	675,000	8
\$25,000	\$25,000	540,000	10
\$5,000 × 20	\$100,000	1,350,000	4
\$100,000	\$100,000	1,080,000	5
\$1,000,000 w/INSTANT	\$1,000,000	1,800,000	3
\$1,000,000	\$1,000,000	2,700,000	2

Reveal a "10X" (10TIMES) symbol, win 10 times the prize shown under that symbol.

Reveal an "INSTANT" (INSTMIL) symbol, win \$1 million instantly!

Fast \$50 = Reveal \$50, win that amount.

Fast \$100 = Reveal \$100, win that amount.

Fast \$500 = Reveal \$500, win that amount.

Bonus games 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 Instant Millions '12 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 Instant Millions '12, prize money from winning Pennsylvania Instant Millions '12 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 Instant Millions '12 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. Such announcement will be disseminated through media used to advertise or promote Pennsylvania Instant Millions '12 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-685. Filed for public inspection April 13, 2012, 9:00 a.m.]

Pennsylvania Spades 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 Spades.

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

3. *Play Symbols:* Each Pennsylvania Spades instant lottery game ticket will contain one play area consisting of "GAME 1," "GAME 2," "GAME 3," "GAME 4," "GAME 5," "GAME 6," "GAME 7" and "GAME 8." Each "GAME" is played separately. Each "GAME" features a "YOUR CARD" area and a "DEALER'S CARD" area. The play symbols and their captions located in the "YOUR CARD" area are: 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT), 9 (NIN), 10 (TEN), J (JCK), Q (QUN), K (KNG), A (ACE) and a Spade (SPD) card play symbols. The play symbols and their captions located in the "DEALER'S CARD" area are: 2 (TWO), 3 (THR), 4 (FOR), 5 (FIV), 6 (SIX), 7 (SVN), 8 (EGT), 9 (NIN), 10 (TEN), J (JCK), Q (QUN) and K (KNG) card play symbols. Cards are ranked in value from high to low: A, K, Q, J, 10, 9, 8, 7, 6, 5, 4, 3, 2.

4. *Prize Symbols:* The prize symbols and their captions located in the "PRIZE" area are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO) and \$21,000 (TWYONETHO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$40, \$50, \$100, \$250, \$500, \$1,000, and \$21,000. A player can win up to 8 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 11,400,000 tickets will be printed for the Pennsylvania Spades instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$21,000 (TWYONETHO) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$21,000.

(b) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$1,000 (ONE THO) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$500

(FIV HUN) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$250 (TWOHUNFTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$250.

(f) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$250 (TWOHUNFTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$250.

(g) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$50^{.00} (FIFTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$50^{.00} (FIFTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$40^{.00} (FORTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$40^{.00} (FORTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$40.

(m) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$20^{.00}

(TWENTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$20^{.00} (TWENTY) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$10^{.00} (TEN DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$10^{.00} (TEN DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$5^{.00} (FIV DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$5^{.00} (FIV DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$4^{.00} (FOR DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$4^{.00} (FOR DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(u) Holders of tickets where the "YOUR CARD" play symbol is greater than the "DEALER'S CARD" play symbol in the same "GAME," and a prize symbol of \$2^{.00} (TWO DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$2.

(v) Holders of tickets with a Spade (SPD) card play symbol in a "GAME" and a prize symbol of \$2^{.00} (TWO DOL) appears in the "PRIZE" area for that "GAME," on a single ticket, shall be entitled to a prize of \$2.

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 Your Card Beats The Dealer's Card In The Same Game, Win Prize Shown For That Game. Win With:

\$2 w/SPADE
 \$2
 \$2 x 2
 \$4 w/SPADE
 \$4
 \$5 w/SPADE
 \$5
 \$5 x 2
 (\$2 w/SPADE) x 5
 \$10 w/SPADE
 \$10
 \$5 x 4
 (\$10 w/SPADE) x 2
 \$20 w/SPADE

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 11,400,000 Tickets:
\$2	15	760,000
\$2	25	456,000
\$4	150	76,000
\$4	37.5	304,000
\$4	150	76,000
\$5	37.5	304,000
\$5	150	76,000
\$10	500	22,800
\$10	125	91,200
\$10	125	91,200
\$10	500	22,800
\$20	1,500	7,600
\$20	375	30,400
\$20	375	30,400

When Your Card Beats The Dealer's Card In The Same Game, Win Prize Shown For That Game. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 11,400,000 Tickets:
\$20	\$20	1,500	7,600
\$10 × 4	\$40	2,000	5,700
\$20 × 2	\$40	2,000	5,700
(\$5 w/SPADE) × 8	\$40	857.14	13,300
\$40 w/SPADE	\$40	857.14	13,300
\$40	\$40	1,500	7,600
(\$10 × 2) + (\$5 × 6)	\$50	4,000	2,850
(\$10 w/SPADE) × 5	\$50	1,714	6,650
\$50 w/SPADE	\$50	1,714	6,650
\$50	\$50	4,000	2,850
(\$20 × 2) + (\$10 × 6)	\$100	15,000	760
\$50 × 2	\$100	15,000	760
(\$20 w/SPADE) × 5	\$100	4,286	2,660
\$100 w/SPADE	\$100	4,286	2,660
\$100	\$100	15,000	760
(\$40 × 5) + (\$20 × 2) + \$10	\$250	60,000	190
(\$100 × 2) + \$50	\$250	60,000	190
(\$50 w/SPADE) × 5	\$250	24,000	475
\$250 w/SPADE	\$250	24,000	475
\$250	\$250	60,000	190
(\$100 × 2) + (\$50 × 6)	\$500	120,000	95
(\$100 w/SPADE) × 5	\$500	60,000	190
\$500 w/SPADE	\$500	60,000	190
\$500	\$500	120,000	95
\$1,000	\$1,000	60,000	190
\$21,000	\$21,000	760,000	15

Reveal a "SPADE" (SPD) symbol in any game, win prize shown for that game automatically.
Ace is high.

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 Spades 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 Spades, prize money from winning Pennsylvania Spades 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 Spades 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. Such announcement will be disseminated through media used to advertise or promote Pennsylvania Spades or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-686. Filed for public inspection April 13, 2012, 9:00 a.m.]

Pennsylvania Word-o-Rama! 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 Word-o-Rama!.

2. *Price:* The price of a Pennsylvania Word-o-Rama! instant lottery game ticket is \$3.

3. *Play Symbols:* Each Pennsylvania Word-o-Rama! instant lottery game ticket will feature a "YOUR LETTERS" area, a "CROSSWORD" puzzle play grid and three "CORNER PUZZLE" play grids known as "CORNER PUZZLE 1," "CORNER PUZZLE 2" and "CORNER PUZZLE 3." The "CROSSWORD" puzzle play grid and each of the "CORNER PUZZLE" play grids are played separately. The play symbols and their captions located in the "YOUR LETTERS" area are: the letters A through and including Z. The play symbols located in the "CROSSWORD" play grid and "CORNER PUZZLE" play grids are: the letters A through and including Z.

4. *Prizes:* The prizes that can be won in the "CROSSWORD" puzzle play grid area are: \$3, \$10, \$20, \$50, \$100, \$500, \$750, \$2,500 and \$30,000. The prizes that can be won in the "CORNER PUZZLE" play grids are: \$10 and \$30. A player can win up to 4 times on a ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 10,200,000 tickets will be printed for the Pennsylvania Word-o-Rama! instant lottery game.

6. *Determination of Prize Winners:*

(a) The determination of the prize winners for the "CROSSWORD" play grid are:

(1) Holders of tickets where the player completely matches ten words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$30,000.

(2) Holders of tickets where the player completely matches nine words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$2,500.

(3) Holders of tickets where the player completely matches eight words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$750.

(4) Holders of tickets where the player completely matches seven words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$500.

(5) Holders of tickets where the player completely matches six words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100.

(6) Holders of tickets where the player completely matches five words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(7) Holders of tickets where the player completely matches four words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets where the player completely matches three words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets where the player completely matches two words in the "CROSSWORD" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$3.

(b) The determination of the prize winners for the "CORNER PUZZLE" play grids are:

(1) Holders of tickets where the player completely matches two words in the same "CORNER PUZZLE" play

grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$30.

(2) Holders of tickets where the player completely matches one word in a "CORNER PUZZLE" play grid, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

7. *Game Play Instructions for the "CROSSWORD" play grid and the "CORNER PUZZLE" play grids are:*

(a) The player shall scratch the "YOUR LETTERS" area to reveal 18 letters. For each of the 18 letters revealed in the "YOUR LETTERS" area, the player shall rub the same letter each time it is found in the "CROSSWORD" play grid and the "CORNER PUZZLE" play grids.

(b) When a player reveals two or more entire words in the "CROSSWORD" play grid, the player is entitled to win a prize as described in Section 6(a).

(c) When a player reveals one or two entire words in a "CORNER PUZZLE" play grid, the player is entitled to win a prize as described in Section 6(b).

(d) Only the highest prize won in the "CROSSWORD" play grid and the highest prize won in the "CORNER PUZZLE" play grids will be paid if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

(e) For purposes of this game, a word must contain at least three letters and cannot be formed by linking letters diagonally or by reading the letters from the bottom to the top.

(f) Every single letter square of a word must be matched and letters combined to form a word must appear in an unbroken horizontal or vertical string of letters in the "CROSSWORD" play grid or the "CORNER PUZZLE" play grids. An unbroken string of letters cannot be interrupted by a black space. There will only be one word in an unbroken horizontal or vertical string of letters.

(g) Every single letter in the unbroken string must be revealed in "YOUR LETTERS" and must be included to form a word.

(h) The possible complete words for each ticket in the game are shown on the "CROSSWORD" play grid or the "CORNER PUZZLE" play grids of the ticket. The player must match all of the letters in a possible complete word in order to complete the word.

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

When You Have Matched The Letters Of Two (2) Or More Entire Words In The Crossword Grid, You Win The Corresponding Prize Shown In The Prize Legend.

<i>Crossword Win With:</i>	<i>Corner Puzzles Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are</i>	<i>Approximate No. Of Winners Per 10,200,000 Tickets:</i>
			<i>1 In:</i>	
2 WORDS		\$3	6.25	1,632,000
	1 WORD	\$10	33.33	306,000
3 WORDS		\$10	50	204,000
3 WORDS	1 WORD	\$20	250	40,800

When You Have Matched The Letters Of Two (2) Or More Entire Words In The Crossword Grid, You Win The Corresponding Prize Shown In The Prize Legend.

	(1 WORD) × 2	\$20	250	40,800
4 WORDS		\$20	333.33	30,600
3 WORDS	(1 WORD) × 2	\$30	1,000	10,200
4 WORDS	1 WORD	\$30	1,000	10,200
	(1 WORD) × 3	\$30	500	20,400
	2 WORDS	\$30	500	20,400
	((1 WORD) × 2) + (2 WORDS)	\$50	1,200	8,500
3 WORDS	1 WORD + 2 WORDS	\$50	1,200	8,500
4 WORDS	2 WORDS	\$50	1,200	8,500
5 WORDS		\$50	1,200	8,500
	(2 WORDS) × 2	\$60	6,000	1,700
3 WORDS	((1 WORD) × 2) + (2 WORDS)	\$60	6,000	1,700
4 WORDS	(1 WORD) + (2 WORDS)	\$60	6,000	1,700
5 WORDS	1 WORD	\$60	6,000	1,700
3 WORDS	(2 WORDS) × 3	\$100	2,400	4,250
5 WORDS	((1 WORD) × 2) + (2 WORDS)	\$100	2,400	4,250
6 WORDS		\$100	2,400	4,250
7 WORDS		\$500	4,000	2,550
8 WORDS		\$750	10,000	1,020
9 WORDS		\$2,500	60,000	170
10 WORDS		\$30,000	680,000	15

Corner Puzzles 1-3: When you have matched the letters of one (1) entire word in any Corner Puzzle, win \$10. When you have matched the letters of two (2) entire words in any Corner Puzzle, win \$30.

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 Word-o-Rama! 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 Word-o-Rama!, prize money from winning Pennsylvania Word-o-Rama! 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 Word-o-Rama! 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. Such announcement will be disseminated through media used to advertise or promote Pennsylvania Word-o-Rama! or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-687. Filed for public inspection April 13, 2012, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Bureau of Highway Safety and Traffic Engineering; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on January 9, 2012, the following access routes for use by the types of truck combinations as indicated:

1. (X) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (X) 102" wide 53' long trailer.
3. (X) 102" wide 48' long trailer.
4. (X) 102" wide twin trailers (28 1/2' maximum length-each).
5. (X) 102" wide maxi-cube.

<i>Route Identification</i>	<i>Route Description</i>	<i>Length Miles</i>
SR 3023	From SR 29 to SR 3010	3.01

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-688. Filed for public inspection April 13, 2012, 9:00 a.m.]

Bureau of Highway Safety and Traffic Engineering; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on January 9, 2012, the following access routes for use by the types of truck combinations as indicated:

1. (X) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (X) 102" wide 53' long trailer.
3. (X) 102" wide 48' long trailer.
4. (X) 102" wide twin trailers (28 1/2' maximum length-each).
5. (X) 102" wide maxi-cube.

<i>Route Identification</i>	<i>Route Description</i>	<i>Length Miles</i>
SR 3029	From SR 29 to SR 706	4.6

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-689. Filed for public inspection April 13, 2012, 9:00 a.m.]

FISH AND BOAT COMMISSION

Lake Erie Commercial Fishing—2012

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 69.31(b) (relating to seasons), has determined that the 2012 total allowable commercial catch for walleye from this Commonwealth's waters of Lake Erie is 4,000 pounds. The commercial fishing season for walleye on Lake Erie is January 1 to March 14 and 12:01 a.m. the first Saturday in May to December 31. This season shall end when the Executive Director determines that 4,000 pounds of walleye probably have been taken by commercial fishing interests fishing in this Commonwealth's waters of Lake Erie.

The Executive Director of the Commission, acting under the authority of 58 Pa. Code § 69.31(c), has established that the 2012 total allowable commercial catch for yellow perch from this Commonwealth's waters of Lake Erie is 100,000 pounds. The commercial fishing season for yellow perch on Lake Erie is January 1 until the date the Executive Director determines that 100,000 pounds of yellow perch probably have been taken by commercial

fishing interests fishing in this Commonwealth's waters of Lake Erie.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 12-690. Filed for public inspection April 13, 2012, 9:00 a.m.]

Lake Erie Creel Limits for Walleye and Yellow Perch 2012

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 69.12b (relating to Lake Erie walleye and yellow perch adaptive management for establishing daily limits) has established the daily limits for walleye and yellow perch that are necessary and appropriate for the better protection and management of the fishery. Effective May 1, 2012, the daily limit for walleye in Lake Erie is 6, and the daily limit for yellow perch is 30.

The Executive Director may revise the daily limit for walleye or yellow perch if he determines that conditions so warrant. The daily limits will remain in effect until April 30, 2013, or until the Executive Director establishes new daily limits. Anglers are responsible for obtaining the current daily limits for walleye and yellow perch on Lake Erie including Presque Isle Bay prior to fishing those waters.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 12-691. Filed for public inspection April 13, 2012, 9:00 a.m.]

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined consistent with 58 Pa. Code § 71.7(e)(3) to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following application to stock triploid grass carp in waters having a surface area of greater than 5 acres is currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Jeff Fowler	Lake Sheridan	New Albany Township Bradford County	8 acre lake which discharges into a UNT to Beaver Run and eventually the Susquehanna River	Potamogeton americanus Brasenia spp.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 12-692. Filed for public inspection April 13, 2012, 9:00 a.m.]

GOVERNOR'S ADVISORY COUNCIL ON PRIVATIZATION AND INNOVATION

Meeting Scheduled

The Governor's Advisory Council on Privatization and Innovation will be meeting Wednesday, May 2, 2012, at 1 p.m. in the Rachel Carson State Office Building, Room 105. Persons with any questions should contact Christopher Gray at (717) 772-3820 or chrgray@pa.gov.

JOHN A. BARBOUR,
Chairperson

[Pa.B. Doc. No. 12-693. Filed for public inspection April 13, 2012, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from the Commission's web site, www.irrc.state.pa.us.

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
57-278	Pennsylvania Public Utility Commission Call Recording for Telephone Companies	4/3/12	5/17/12
<i>Final-Omit Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
6-325	State Board of Education Safe Schools	3/28/12	5/17/12

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 12-694. Filed for public inspection April 13, 2012, 9:00 a.m.]

INSURANCE DEPARTMENT

The AF&L Insurance Company; Rate Increase Filing for LTC Form LTC-93

The AF&L Insurance Company is requesting approval to increase the premium 30.6% on 439 policyholders with the following individual LTC form: LTC-93.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actu-

ary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-695. Filed for public inspection April 13, 2012, 9:00 a.m.]

The AF&L Insurance Company; Rate Increase Filing for LTC Form QLTC-97

The AF&L Insurance Company is requesting approval to increase the premium 27.1% on 33 policyholders with the following individual LTC form: QLTC-97.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-696. Filed for public inspection April 13, 2012, 9:00 a.m.]

Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Liberty Lutheran Housing Development Corporation

Liberty Lutheran Housing Development Corporation has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at The Village at Penn State in State College, PA. The initial filing was received on March 30, 2012, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or syerger@pa.gov.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-697. Filed for public inspection April 13, 2012, 9:00 a.m.]

The Bankers Life and Casualty Company; Rate Increase Filing for LTC Forms GR-N050 and GR-N055

The Bankers Life and Casualty Company is requesting approval to increase the premium 25.8% on 694 policyholders with the following individual LTC forms: GR-N050 and GR-N055.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-698. Filed for public inspection April 13, 2012, 9:00 a.m.]

The Bankers Life and Casualty Company; Rate Increase Filing for LTC Forms GR-N100 and GR-N105

The Bankers Life and Casualty Company is requesting approval to increase the premium 35% on 342 policyholders with the following individual LTC forms: GR-N100 and GR-N105.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-699. Filed for public inspection April 13, 2012, 9:00 a.m.]

The Bankers Life and Casualty Company; Rate Increase Filing for LTC Forms GR-N160 and GR-N165

The Bankers Life and Casualty Company is requesting approval to increase the premium 17.4% on 185 policyholders with the following individual LTC forms: GR-N160 and GR-N165.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-700. Filed for public inspection April 13, 2012, 9:00 a.m.]

The Bankers Life and Casualty Company; Rate Increase Filing for LTC Form GR-N250

The Bankers Life and Casualty Company is requesting approval to increase the premium 8% on 439 policyholders with the following individual LTC form: GR-N250.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-701. Filed for public inspection April 13, 2012, 9:00 a.m.]

The Bankers Life and Casualty Company; Rate Increase Filing for LTC Form GR-7A1

The Bankers Life and Casualty Company is requesting approval to increase the premium 35% on 714 policyholders with the following individual LTC form: GR-7A1.

Unless formal administrative action is taken prior to June 28, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days

after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-702. Filed for public inspection April 13, 2012, 9:00 a.m.]

Export List of Insurance Coverages; Request for Comments

The Insurance Commissioner (Commissioner) published a notice at 42 Pa.B. 745 (February 4, 2012) soliciting comments to the export list published at 41 Pa.B. 2400 (May 7, 2011). Consideration was given to all comments received.

The Insurance Commissioner proposes to amend the May 7, 2011, list as following:

Add

- Miscellaneous Errors and Omissions or Professional Liability except architects and engineers, medical malpractice, lawyers, personnel agencies, travel agents, real estate brokers and insurance agents and brokers
- Pollution Liability and/or Environmental Impairment Coverage
- Paint and Coating Manufacturers—Liability

Revise

- "Day Care Centers Liability, including Sexual Abuse Coverage" to "Day Care Centers, including Sexual Abuse Coverage"
- "Tattoo Parlors Liability" to "Tattoo Parlors"

Persons wishing to comment on the Commissioner's proposal are invited to submit a written statement within 15 days from the date of this publication. Each written statement must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Office of Corporate and Financial Regulation, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@pa.gov. Formal notification of any changes will be published in the *Pennsylvania Bulletin* after the 15-day comment period, or a notice will be published stating that the May 7, 2011, list remains in effect.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-703. Filed for public inspection April 13, 2012, 9:00 a.m.]

Nationwide Affinity Insurance Company of America; Private Passenger Automobile; Rate Revision

On March 28, 2012, the Insurance Department (Department) received from Nationwide Affinity Insurance Company of America a filing for rate level changes for private passenger automobile insurance.

The Nationwide Affinity Insurance Company of America requests an overall 3.1% increase amounting to \$8.749 million, to be effective September 12, 2012. This overall

figure represents an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to May 27, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Bojan Zorkic, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, bzorkic@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-704. Filed for public inspection April 13, 2012, 9:00 a.m.]

Nationwide Insurance Company of America; Nationwide Mutual Insurance Company; Private Passenger Automobile; Rate Revision

On March 28, 2012, the Insurance Department (Department) received from Nationwide Insurance Company of America and Nationwide Mutual Insurance Company a filing for rate level changes for private passenger automobile insurance.

The companies request an overall 3.2% increase amounting to \$3.588 million and \$8.567 million, respectively, to be effective September 12, 2012, for renewals. These overall figures represent an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to May 27, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments, suggestions or objections to Bojan Zorkic, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, bzorkic@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-705. Filed for public inspection April 13, 2012, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—

56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Harrisburg and Philadelphia, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Tammy Palacios; file no. 12-114-115702; Nationwide Affinity Insurance Company of America; Doc. No. P12-03-025; May 16, 2012, 10 a.m.

The following hearing will be held in the Fairmount Hearing Room, 4th Floor, 801 Market Street, Philadelphia, PA 19107.

Appeal of Carmen Marquez; file no. 12-188-115032; Infinity Insurance Company; Doc. No. P12-03-024; May 4, 2012, 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-706. Filed for public inspection April 13, 2012, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' homeowners policies. The hearings will be held in accordance with the requirements

of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Fairmount Hearing Room, 4th Floor, 801 Market Street, Philadelphia, PA 19107.

Appeal of Jason and Daniella Cooperstein; file no. 12-183-116717; The First Liberty Insurance Corporation; Doc. No. P12-03-026; May 4, 2012, 2 p.m.

Appeal of Alice M. Randall; file no. 12-115-116140; The Philadelphia Contributionship Insurance Company; Doc. No. P12-03-031; May 4, 2012, 3 p.m.

Appeal of Isaac Small, Jr.; file no. 12-188-116418; State Farm Fire and Casualty Insurance Company; Doc. No. P12-03-032; May 4, 2012, 11:30 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support

the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-707. Filed for public inspection April 13, 2012, 9:00 a.m.]

OFFICE OF ADMINISTRATION

Coverage Amount of Group Life Insurance for Commonwealth Employees

The following schedules provide the coverage amount of group life insurance for employees of the Commonwealth as required under section 1503-A of The Fiscal Code (72 P. S. § 1503-A). The coverage amount is one times annual salary rounded to the nearest one thousand, up to the maximum stated in the schedule. There are three schedules because some groups of employees have a different maximum coverage. The three schedules are as follows: Class 1, which is most employees (including participating independent agencies); Pennsylvania State Police members as well as State System of Higher Education faculty and management; and university presidents of the State System of Higher Education.

KELLY POWELL LOGAN,
Secretary

Schedule of Life Insurance Class 1 Employees

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
less than \$2,500	\$2,500	\$1,625	\$1,250
\$2,500 & less than \$3,500	\$3,000	\$1,950	\$1,500
\$3,500 & less than \$4,500	\$4,000	\$2,600	\$2,000
\$4,500 & less than \$5,500	\$5,000	\$3,250	\$2,500
\$5,500 & less than \$6,500	\$6,000	\$3,900	\$3,000
\$6,500 & less than \$7,500	\$7,000	\$4,550	\$3,500
\$7,500 & less than \$8,500	\$8,000	\$5,200	\$4,000
\$8,500 & less than \$9,500	\$9,000	\$5,850	\$4,500
\$9,500 & less than \$10,500	\$10,000	\$6,500	\$5,000
\$10,500 & less than \$11,500	\$11,000	\$7,150	\$5,500
\$11,500 & less than \$12,500	\$12,000	\$7,800	\$6,000
\$12,500 & less than \$13,500	\$13,000	\$8,450	\$6,500
\$13,500 & less than \$14,500	\$14,000	\$9,100	\$7,000
\$14,500 & less than \$15,500	\$15,000	\$9,750	\$7,500
\$15,500 & less than \$16,500	\$16,000	\$10,400	\$8,000
\$16,500 & less than \$17,500	\$17,000	\$11,050	\$8,500
\$17,500 & less than \$18,500	\$18,000	\$11,700	\$9,000
\$18,500 & less than \$19,500	\$19,000	\$12,350	\$9,500
\$19,500 & less than \$20,500	\$20,000	\$13,000	\$10,000

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
\$20,500 & less than \$21,500	\$21,000	\$13,650	\$10,500
\$21,500 & less than \$22,500	\$22,000	\$14,300	\$11,000
\$22,500 & less than \$23,500	\$23,000	\$14,950	\$11,500
\$23,500 & less than \$24,500	\$24,000	\$15,600	\$12,000
\$24,500 & less than \$25,500	\$25,000	\$16,250	\$12,500
\$25,500 & less than \$26,500	\$26,000	\$16,900	\$13,000
\$26,500 & less than \$27,500	\$27,000	\$17,550	\$13,500
\$27,500 & less than \$28,500	\$28,000	\$18,200	\$14,000
\$28,500 & less than \$29,500	\$29,000	\$18,850	\$14,500
\$29,500 & less than \$30,500	\$30,000	\$19,500	\$15,000
\$30,500 & less than \$31,500	\$31,000	\$20,150	\$15,500
\$31,500 & less than \$32,500	\$32,000	\$20,800	\$16,000
\$32,500 & less than \$33,500	\$33,000	\$21,450	\$16,500
\$33,500 & less than \$34,500	\$34,000	\$22,100	\$17,000
\$34,500 & less than \$35,500	\$35,000	\$22,750	\$17,500
\$35,500 & less than \$36,500	\$36,000	\$23,400	\$18,000
\$36,500 & less than \$37,500	\$37,000	\$24,050	\$18,500
\$37,500 & less than \$38,500	\$38,000	\$24,700	\$19,000
\$38,500 & less than \$39,500	\$39,000	\$25,350	\$19,500
\$39,500 & over	\$40,000	\$26,000	\$20,000

Schedule of Life Insurance Pennsylvania State Police Enlisted Members and Pennsylvania State System of Higher Education Faculty and Management Staff

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
less than \$2,500	\$2,500	\$1,625	\$1,250
\$2,500 & less than \$3,500	\$3,000	\$1,950	\$1,500
\$3,500 & less than \$4,500	\$4,000	\$2,600	\$2,000
\$4,500 & less than \$5,500	\$5,000	\$3,250	\$2,500
\$5,500 & less than \$6,500	\$6,000	\$3,900	\$3,000
\$6,500 & less than \$7,500	\$7,000	\$4,550	\$3,500
\$7,500 & less than \$8,500	\$8,000	\$5,200	\$4,000
\$8,500 & less than \$9,500	\$9,000	\$5,850	\$4,500
\$9,500 & less than \$10,500	\$10,000	\$6,500	\$5,000
\$10,500 & less than \$11,500	\$11,000	\$7,150	\$5,500
\$11,500 & less than \$12,500	\$12,000	\$7,800	\$6,000
\$12,500 & less than \$13,500	\$13,000	\$8,450	\$6,500
\$13,500 & less than \$14,500	\$14,000	\$9,100	\$7,000
\$14,500 & less than \$15,500	\$15,000	\$9,750	\$7,500
\$15,500 & less than \$16,500	\$16,000	\$10,400	\$8,000
\$16,500 & less than \$17,500	\$17,000	\$11,050	\$8,500
\$17,500 & less than \$18,500	\$18,000	\$11,700	\$9,000
\$18,500 & less than \$19,500	\$19,000	\$12,350	\$9,500
\$19,500 & less than \$20,500	\$20,000	\$13,000	\$10,000
\$20,500 & less than \$21,500	\$21,000	\$13,650	\$10,500
\$21,500 & less than \$22,500	\$22,000	\$14,300	\$11,000
\$22,500 & less than \$23,500	\$23,000	\$14,950	\$11,500
\$23,500 & less than \$24,500	\$24,000	\$15,600	\$12,000
\$24,500 & less than \$25,500	\$25,000	\$16,250	\$12,500

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
\$25,500 & less than \$26,500	\$26,000	\$16,900	\$13,000
\$26,500 & less than \$27,500	\$27,000	\$17,550	\$13,500
\$27,500 & less than \$28,500	\$28,000	\$18,200	\$14,000
\$28,500 & less than \$29,500	\$29,000	\$18,850	\$14,500
\$29,500 & less than \$30,500	\$30,000	\$19,500	\$15,000
\$30,500 & less than \$31,500	\$31,000	\$20,150	\$15,500
\$31,500 & less than \$32,500	\$32,000	\$20,800	\$16,000
\$32,500 & less than \$33,500	\$33,000	\$21,450	\$16,500
\$33,500 & less than \$34,500	\$34,000	\$22,100	\$17,000
\$34,500 & less than \$35,500	\$35,000	\$22,750	\$17,500
\$35,500 & less than \$36,500	\$36,000	\$23,400	\$18,000
\$36,500 & less than \$37,500	\$37,000	\$24,050	\$18,500
\$37,500 & less than \$38,500	\$38,000	\$24,700	\$19,000
\$38,500 & less than \$39,500	\$39,000	\$25,350	\$19,500
\$39,500 & less than \$40,500	\$40,000	\$26,000	\$20,000
\$40,500 & less than \$41,500	\$41,000	\$26,650	\$20,500
\$41,500 & less than \$42,500	\$42,000	\$27,300	\$21,000
\$42,500 & less than \$43,500	\$43,000	\$27,950	\$21,500
\$43,500 & less than \$44,500	\$44,000	\$28,600	\$22,000
\$44,500 & less than \$45,500	\$45,000	\$29,250	\$22,500
\$45,500 & less than \$46,500	\$46,000	\$29,900	\$23,000
\$46,500 & less than \$47,500	\$47,000	\$30,550	\$23,500
\$47,500 & less than \$48,500	\$48,000	\$31,200	\$24,000
\$48,500 & less than \$49,500	\$49,000	\$31,850	\$24,500
\$49,500 and over	\$50,000	\$32,500	\$25,000

Schedule of Life Insurance Pennsylvania State System of Higher Education University Presidents

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
less than \$2,500	\$2,500	\$1,625	\$1,250
\$2,500 & less than \$3,500	\$3,000	\$1,950	\$1,500
\$3,500 & less than \$4,500	\$4,000	\$2,600	\$2,000
\$4,500 & less than \$5,500	\$5,000	\$3,250	\$2,500
\$5,500 & less than \$6,500	\$6,000	\$3,900	\$3,000
\$6,500 & less than \$7,500	\$7,000	\$4,550	\$3,500
\$7,500 & less than \$8,500	\$8,000	\$5,200	\$4,000
\$8,500 & less than \$9,500	\$9,000	\$5,850	\$4,500
\$9,500 & less than \$10,500	\$10,000	\$6,500	\$5,000
\$10,500 & less than \$11,500	\$11,000	\$7,150	\$5,500
\$11,500 & less than \$12,500	\$12,000	\$7,800	\$6,000
\$12,500 & less than \$13,500	\$13,000	\$8,450	\$6,500
\$13,500 & less than \$14,500	\$14,000	\$9,100	\$7,000
\$14,500 & less than \$15,500	\$15,000	\$9,750	\$7,500
\$15,500 & less than \$16,500	\$16,000	\$10,400	\$8,000
\$16,500 & less than \$17,500	\$17,000	\$11,050	\$8,500
\$17,500 & less than \$18,500	\$18,000	\$11,700	\$9,000
\$18,500 & less than \$19,500	\$19,000	\$12,350	\$9,500
\$19,500 & less than \$20,500	\$20,000	\$13,000	\$10,000

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
\$20,500 & less than \$21,500	\$21,000	\$13,650	\$10,500
\$21,500 & less than \$22,500	\$22,000	\$14,300	\$11,000
\$22,500 & less than \$23,500	\$23,000	\$14,950	\$11,500
\$23,500 & less than \$24,500	\$24,000	\$15,600	\$12,000
\$24,500 & less than \$25,500	\$25,000	\$16,250	\$12,500
\$25,500 & less than \$26,500	\$26,000	\$16,900	\$13,000
\$26,500 & less than \$27,500	\$27,000	\$17,550	\$13,500
\$27,500 & less than \$28,500	\$28,000	\$18,200	\$14,000
\$28,500 & less than \$29,500	\$29,000	\$18,850	\$14,500
\$29,500 & less than \$30,500	\$30,000	\$19,500	\$15,000
\$30,500 & less than \$31,500	\$31,000	\$20,150	\$15,500
\$31,500 & less than \$32,500	\$32,000	\$20,800	\$16,000
\$32,500 & less than \$33,500	\$33,000	\$21,450	\$16,500
\$33,500 & less than \$34,500	\$34,000	\$22,100	\$17,000
\$34,500 & less than \$35,500	\$35,000	\$22,750	\$17,500
\$35,500 & less than \$36,500	\$36,000	\$23,400	\$18,000
\$36,500 & less than \$37,500	\$37,000	\$24,050	\$18,500
\$37,500 & less than \$38,500	\$38,000	\$24,700	\$19,000
\$38,500 & less than \$39,500	\$39,000	\$25,350	\$19,500
\$39,500 & less than \$40,500	\$40,000	\$26,000	\$20,000
\$40,500 & less than \$41,500	\$41,000	\$26,650	\$20,500
\$41,500 & less than \$42,500	\$42,000	\$27,300	\$21,000
\$42,500 & less than \$43,500	\$43,000	\$27,950	\$21,500
\$43,500 & less than \$44,500	\$44,000	\$28,600	\$22,000
\$44,500 & less than \$45,500	\$45,000	\$29,250	\$22,500
\$45,500 & less than \$46,500	\$46,000	\$29,900	\$23,000
\$46,500 & less than \$47,500	\$47,000	\$30,550	\$23,500
\$47,500 & less than \$48,500	\$48,000	\$31,200	\$24,000
\$48,500 & less than \$49,500	\$49,000	\$31,850	\$24,500
\$49,500 & less than \$50,500	\$50,000	\$32,500	\$25,000
\$50,500 & less than \$51,500	\$51,000	\$33,150	\$25,500
\$51,500 & less than \$52,500	\$52,000	\$33,800	\$26,000
\$52,500 & less than \$53,500	\$53,000	\$34,450	\$26,500
\$53,500 & less than \$54,500	\$54,000	\$35,100	\$27,000
\$54,500 & less than \$55,500	\$55,000	\$35,750	\$27,500
\$55,500 & less than \$56,500	\$56,000	\$36,400	\$28,000
\$56,500 & less than \$57,500	\$57,000	\$37,050	\$28,500
\$57,500 & less than \$58,500	\$58,000	\$37,700	\$29,000
\$58,500 & less than \$59,500	\$59,000	\$38,350	\$29,500
\$59,500 & less than \$60,500	\$60,000	\$39,000	\$30,000
\$60,500 & less than \$61,500	\$61,000	\$39,650	\$30,500
\$61,500 & less than \$62,500	\$62,000	\$40,300	\$31,000
\$62,500 & less than \$63,500	\$63,000	\$40,950	\$31,500
\$63,500 & less than \$64,500	\$64,000	\$41,600	\$32,000
\$64,500 & less than \$65,500	\$65,000	\$42,250	\$32,500
\$65,500 & less than \$66,500	\$66,000	\$42,900	\$33,000
\$66,500 & less than \$67,500	\$67,000	\$43,550	\$33,500

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
\$67,500 & less than \$68,500	\$68,000	\$44,200	\$34,000
\$68,500 & less than \$69,500	\$69,000	\$44,850	\$34,500
\$69,500 & less than \$70,500	\$70,000	\$45,500	\$35,000
\$70,500 & less than \$71,500	\$71,000	\$46,150	\$35,500
\$71,500 & less than \$72,500	\$72,000	\$46,800	\$36,000
\$72,500 & less than \$73,500	\$73,000	\$47,450	\$36,500
\$73,500 & less than \$74,500	\$74,000	\$48,100	\$37,000
\$74,500 & less than \$75,500	\$75,000	\$48,750	\$37,500
\$75,500 & less than \$76,500	\$76,000	\$49,400	\$38,000
\$76,500 & less than \$77,500	\$77,000	\$50,050	\$38,500
\$77,500 & less than \$78,500	\$78,000	\$50,700	\$39,000
\$78,500 & less than \$79,500	\$79,000	\$51,350	\$39,500
\$79,500 & less than \$80,500	\$80,000	\$52,000	\$40,000
\$80,500 & less than \$81,500	\$81,000	\$52,650	\$40,500
\$81,500 & less than \$82,500	\$82,000	\$53,300	\$41,000
\$82,500 & less than \$83,500	\$83,000	\$53,950	\$41,500
\$83,500 & less than \$84,500	\$84,000	\$54,600	\$42,000
\$84,500 & less than \$85,500	\$85,000	\$55,250	\$42,500
\$85,500 & less than \$86,500	\$86,000	\$55,900	\$43,000
\$86,500 & less than \$87,500	\$87,000	\$56,550	\$43,500
\$87,500 & less than \$88,500	\$88,000	\$57,200	\$44,000
\$88,500 & less than \$89,500	\$89,000	\$57,850	\$44,500
\$89,500 & less than \$90,500	\$90,000	\$58,500	\$45,000
\$90,500 & less than \$91,500	\$91,000	\$59,150	\$45,500
\$91,500 & less than \$92,500	\$92,000	\$59,800	\$46,000
\$92,500 & less than \$93,500	\$93,000	\$60,450	\$46,500
\$93,500 & less than \$94,500	\$94,000	\$61,100	\$47,000
\$94,500 & less than \$95,500	\$95,000	\$61,750	\$47,500
\$95,500 & less than \$96,500	\$96,000	\$62,400	\$48,000
\$96,500 & less than \$97,500	\$97,000	\$63,050	\$48,500
\$97,500 & less than \$98,500	\$98,000	\$63,700	\$49,000
\$98,500 & less than \$99,500	\$99,000	\$64,350	\$49,500
\$99,500 & less than \$100,500	\$100,000	\$65,000	\$50,000
\$100,500 & less than \$101,500	\$101,000	\$65,650	\$50,500
\$101,500 & less than \$102,500	\$102,000	\$66,300	\$51,000
\$102,500 & less than \$103,500	\$103,000	\$66,950	\$51,500
\$103,500 & less than \$104,500	\$104,000	\$67,600	\$52,000
\$104,500 & less than \$105,500	\$105,000	\$68,250	\$52,500
\$105,500 & less than \$106,500	\$106,000	\$68,900	\$53,000
\$106,500 & less than \$107,500	\$107,000	\$69,550	\$53,500
\$107,500 & less than \$108,500	\$108,000	\$70,200	\$54,000
\$108,500 & less than \$109,500	\$109,000	\$70,850	\$54,500
\$109,500 & less than \$110,500	\$110,000	\$71,500	\$55,000
\$110,500 & less than \$111,500	\$111,000	\$72,150	\$55,500
\$111,500 & less than \$112,500	\$112,000	\$72,800	\$56,000
\$112,500 & less than \$113,500	\$113,000	\$73,450	\$56,500
\$113,500 & less than \$114,500	\$114,000	\$74,100	\$57,000

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
\$114,500 & less than \$115,500	\$115,000	\$74,750	\$57,500
\$115,500 & less than \$116,500	\$116,000	\$75,400	\$58,000
\$116,500 & less than \$117,500	\$117,000	\$76,050	\$58,500
\$117,500 & less than \$118,500	\$118,000	\$76,700	\$59,000
\$118,500 & less than \$119,500	\$119,000	\$77,350	\$59,500
\$119,500 & less than \$120,500	\$120,000	\$78,000	\$60,000
\$120,500 & less than \$121,500	\$121,000	\$78,650	\$60,500
\$121,500 & less than \$122,500	\$122,000	\$79,300	\$61,000
\$122,500 & less than \$123,500	\$123,000	\$79,950	\$61,500
\$123,500 & less than \$124,500	\$124,000	\$80,600	\$62,000
\$124,500 & less than \$125,500	\$125,000	\$81,250	\$62,500
\$125,500 & less than \$126,500	\$126,000	\$81,900	\$63,000
\$126,500 & less than \$127,500	\$127,000	\$82,550	\$63,500
\$127,500 & less than \$128,500	\$128,000	\$83,200	\$64,000
\$128,500 & less than \$129,500	\$129,000	\$83,850	\$64,500
\$129,500 & less than \$130,500	\$130,000	\$84,500	\$65,000
\$130,500 & less than \$131,500	\$131,000	\$85,150	\$65,500
\$131,500 & less than \$132,500	\$132,000	\$85,800	\$66,000
\$132,500 & less than \$133,500	\$133,000	\$86,450	\$66,500
\$133,500 & less than \$134,500	\$134,000	\$87,100	\$67,000
\$134,500 & less than \$135,500	\$135,000	\$87,750	\$67,500
\$135,500 & less than \$136,500	\$136,000	\$88,400	\$68,000
\$136,500 & less than \$137,500	\$137,000	\$89,050	\$68,500
\$137,500 & less than \$138,500	\$138,000	\$89,700	\$69,000
\$138,500 & less than \$139,500	\$139,000	\$90,350	\$69,500
\$139,500 & less than \$140,500	\$140,000	\$91,000	\$70,000
\$140,500 & less than \$141,500	\$141,000	\$91,650	\$70,500
\$141,500 & less than \$142,500	\$142,000	\$92,300	\$71,000
\$142,500 & less than \$143,500	\$143,000	\$92,950	\$71,500
\$143,500 & less than \$144,500	\$144,000	\$93,600	\$72,000
\$144,500 & less than \$145,500	\$145,000	\$94,250	\$72,500
\$145,500 & less than \$146,500	\$146,000	\$94,900	\$73,000
\$146,500 & less than \$147,500	\$147,000	\$95,550	\$73,500
\$147,500 & less than \$148,500	\$148,000	\$96,200	\$74,000
\$148,500 & less than \$149,500	\$149,000	\$96,850	\$74,500
\$149,500 & less than \$150,500	\$150,000	\$97,500	\$75,000
\$150,500 & less than \$151,500	\$151,000	\$98,150	\$75,500
\$151,500 & less than \$152,500	\$152,000	\$98,800	\$76,000
\$152,500 & less than \$153,500	\$153,000	\$99,450	\$76,500
\$153,500 & less than \$154,500	\$154,000	\$100,100	\$77,000
\$154,500 & less than \$155,500	\$155,000	\$100,750	\$77,500
\$155,500 & less than \$156,500	\$156,000	\$101,400	\$78,000
\$156,500 & less than \$157,500	\$157,000	\$102,050	\$78,500
\$157,500 & less than \$158,500	\$158,000	\$102,700	\$79,000
\$158,500 & less than \$159,500	\$159,000	\$103,350	\$79,500
\$159,500 & less than \$160,500	\$160,000	\$104,000	\$80,000
\$160,500 & less than \$161,500	\$161,000	\$104,650	\$80,500

<i>Annual Salary</i>	<i>Amount of Insurance Under Age 70</i>	<i>Amount of Insurance Age 70 Through 74</i>	<i>Amount of Insurance Age 75 and Older</i>
\$161,500 & less than \$162,500	\$162,000	\$105,300	\$81,000
\$162,500 & less than \$163,500	\$163,000	\$105,950	\$81,500
\$163,500 & less than \$164,500	\$164,000	\$106,600	\$82,000
\$164,500 & less than \$165,500	\$165,000	\$107,250	\$82,500
\$165,500 & less than \$166,500	\$166,000	\$107,900	\$83,000
\$166,500 & less than \$167,500	\$167,000	\$108,550	\$83,500
\$167,500 & less than \$168,500	\$168,000	\$109,200	\$84,000
\$168,500 & less than \$169,500	\$169,000	\$109,850	\$84,500
\$169,500 & less than \$170,500	\$170,000	\$110,500	\$85,000
\$170,500 & less than \$171,500	\$171,000	\$111,150	\$85,500
\$171,500 & less than \$172,500	\$172,000	\$111,800	\$86,000
\$172,500 & less than \$173,500	\$173,000	\$112,450	\$86,500
\$173,500 & less than \$174,500	\$174,000	\$113,100	\$87,000
\$174,500 & less than \$175,500	\$175,000	\$113,750	\$87,500
\$175,500 & less than \$176,500	\$176,000	\$114,400	\$88,000
\$176,500 & less than \$177,500	\$177,000	\$115,050	\$88,500
\$177,500 & less than \$178,500	\$178,000	\$115,700	\$89,000
\$178,500 & less than \$179,500	\$179,000	\$116,350	\$89,500
\$179,500 & less than \$180,500	\$180,000	\$117,000	\$90,000
\$180,500 & less than \$181,500	\$181,000	\$117,650	\$90,500
\$181,500 & less than \$182,500	\$182,000	\$118,300	\$91,000
\$182,500 & less than \$183,500	\$183,000	\$118,950	\$91,500
\$183,500 & less than \$184,500	\$184,000	\$119,600	\$92,000
\$184,500 & less than \$185,500	\$185,000	\$120,250	\$92,500
\$185,500 & less than \$186,500	\$186,000	\$120,900	\$93,000
\$186,500 & less than \$187,500	\$187,000	\$121,550	\$93,500
\$187,500 & less than \$188,500	\$188,000	\$122,200	\$94,000
\$188,500 & less than \$189,500	\$189,000	\$122,850	\$94,500
\$189,500 & less than \$190,500	\$190,000	\$123,500	\$95,000
\$190,500 & less than \$191,500	\$191,000	\$124,150	\$95,500
\$191,500 & less than \$192,500	\$192,000	\$124,800	\$96,000
\$192,500 & less than \$193,500	\$193,000	\$125,450	\$96,500
\$193,500 & less than \$194,500	\$194,000	\$126,100	\$97,000
\$194,500 & less than \$195,500	\$195,000	\$126,750	\$97,500
\$195,500 & less than \$196,500	\$196,000	\$127,400	\$98,000
\$196,500 & less than \$197,500	\$197,000	\$128,050	\$98,500
\$197,500 & less than \$198,500	\$198,000	\$128,700	\$99,000
\$198,500 & less than \$199,500	\$199,000	\$129,350	\$99,500
\$199,500 & over	\$200,000	\$130,000	\$100,000

[Pa.B. Doc. No. 12-708. Filed for public inspection April 13, 2012, 9:00 a.m.]

PATIENT SAFETY AUTHORITY

Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. § 1303.303), announces a meeting of the Authority's Board to be held at the Sheraton, Harrisburg-Hershey, 4650 Lindle Road, Harrisburg, PA at 10 a.m. on Tuesday, April 24, 2012.

Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

MICHAEL C. DOERING,
Executive Director

[Pa.B. Doc. No. 12-709. Filed for public inspection April 13, 2012, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Eligible Telecommunications Carriers; Universal Service Program

The Pennsylvania Public Utility Commission (Commission) invites comment on the following pending wireless carrier's petition for designation as eligible telecommunications carriers (ETC) for purposes of the Federal high-cost universal service program:

Keystone Wireless, LLC, d/b/a Immix Wireless—Doc. No. P-2012-2287339

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 14 days of publication of this notice. Reply comments of the carrier are due within 7 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 for questions regarding this notice is David E. Screven, Assistant Counsel, Law Bureau (717) 787-5000.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-710. Filed for public inspection April 13, 2012, 9:00 a.m.]

Net Metering—Use of Third Party Operators

Public Meeting held
March 29, 2012

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; Wayne E. Gardner; James H. Cawley; Pamela A. Witmer

Net Metering—Use of Third Party Operators; Docket No. M-2011-2249441

Final Order

By the Commission:

With the passage of the Alternative Energy Portfolio Standards Act of 2004¹ (AEPS Act), this Commonwealth embarked on a policy of promoting alternative generation sources. The Commission has been steadfastly committed to making sure the AEPS Act successfully meets the legislative policy goal of promoting reasonable alternative energy. To further this commitment, the Commission, in a Tentative Order,² proposed that it be the policy of the Commission to interpret the term “operator” in the definition of “customer-generator” as including customer-generators with distributed alternative energy systems that contract with a third party to perform the operational functions of the system. With this order, we adopt this policy as modified by this order.

Background

On November 30, 2004, Governor Edward Rendell signed Act 213 into law. Act 213 became effective on February 28, 2005, and established the Alternative Energy Portfolio Standards Act in Pennsylvania. The AEPS Act includes two key mandates, greater reliance on alternative energy sources, such as solar photovoltaic, in serving Pennsylvania's retail electric customers and the opportunity for customer-generators to interconnect and net meter small alternative energy systems. The Pennsylvania General Assembly charged the Commission with implementing and enforcing these mandates, with the assistance of the Pennsylvania Department of Environmental Protection.³

The AEPS Act defines net metering as “[t]he means of measuring the difference between the electricity supplied by an electric utility and the electricity generated by a customer-generator when any portion of the electricity generated by the alternative energy generating system is used to offset part or all of the customer-generator's requirements for electricity.”⁴ The AEPS Act also permits virtual net metering “on properties owned or leased and operated by a customer-generator and located within two miles of the boundaries of the customer-generator's property and within a single electric distribution company's service territory.”⁵

The AEPS Act defines a customer-generator as:

a nonutility owner or operator of a net metered distributed generation system with a nameplate capacity of not greater than 50 kilowatts if installed at a residential service or not larger than 3,000 kilowatts at other customer service locations, except for customers whose systems are above three megawatts and up to five megawatts who make their systems available to operate in parallel with the electric

¹ 73 P.S. §§ 1648.1—1648.8 and 66 Pa.C.S. § 2814.

² See Tentative Order entered on July 28, 2011, under the above referenced caption and docket number (Tentative Order).

³ 73 P.S. § 1648.7(a) and (b).

⁴ 73 P.S. § 1648.2.

⁵ 73 P.S. § 1648.2 (definition of net metering).

utility during grid emergencies as defined by the regional transmission organization or where a microgrid is in place for the primary or secondary purpose of maintaining critical infrastructure, such as homeland security assignments, emergency services facilities, hospitals, traffic signals, wastewater treatment plants or telecommunications facilities, provided that technical rules for operating generators interconnected with facilities of an electric distribution company, electric cooperative or municipal electric system have been promulgated by the Institute of Electrical and Electronic Engineers and the Pennsylvania Public Utility Commission.⁶

The Commission's regulations require electric distribution companies (EDCs) to "offer net metering to customer-generators that generate electricity on the customer-generator's side of the meter using Tier I or Tier II alternative energy sources, on a first come, first served basis."⁷ Regarding electric generation suppliers (EGSs) the Commission's regulations state that "EGSs may offer net metering to customer-generators, on a first come, first served basis, under the terms and conditions as are set forth in agreements between EGSs and customer-generators taking services from EGSs."⁸

The Commission's regulations define a customer-generator facility as "[t]he equipment used by a customer-generator to generate, manage, monitor and deliver electricity to the EDC."⁹ The Commission's regulations also define net metering as "[t]he means of measuring the difference between the electricity supplied by an electric utility or EGS and the electricity generated by a customer-generator when any portion of the electricity generated by the alternative energy generation system is used to offset part or all of the customer-generator's requirements for electricity."¹⁰

On June 30, 2011, the Commission adopted a motion by Chairman Robert F. Powelson seeking comment on a proposal to make it the policy of the Commission to allow net metering of alternative energy systems where the customer-generator contracts with a third-party to operate the system, provided that the system is designed to generate no more than 110% of the customer-generator's prior year electric consumption. On July 28, 2011, the Commission entered a Tentative Order seeking comment on this proposed net metering policy. The Tentative Order was published in the *Pennsylvania Bulletin* on August, 13, 2011.¹¹ Comments were due by September 12, 2011.

Comments were filed by Citizen Power; Duquesne Light Company (Duquesne); the Energy Association of Pennsylvania (EAP); EnergyWorks Group (EnergyWorks); the Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company (collectively, FirstEnergy); the Interstate Renewable Energy Council (IREC); the Office of Consumer Advocate (OCA); PECO Energy Company (PECO); PennFuture; the Pennsylvania Solar Energy Industry Association and the Mid-Atlantic Solar Energy Industries Association (collectively PASEIA/MSEIA); the Solar Alliance (SA); SunRun, Inc. (SunRun); the Sustainable Energy Fund (SEF); the Vote Solar Initiative (Vote Solar); and Washington Gas Energy Services, Inc. (WGES).

Discussion

The Commission would like to thank all parties who provided comments in this proceeding. Below, we will address those comments that are germane to the proposed policy.

A. Proposed Commission Policy

In the Tentative Order, we stated that we believe that it should be the policy of this Commission to support access to alternative energy systems to as broad an array of consumers as possible. We further stated that we were aware of the fact that consumers often may need to make a significant initial capital outlay in order to install an alternative energy facility at their residence or small business, and that this significant capital expense is an impediment to many consumers wishing to install such systems.

In the Tentative Order, we stated that the AEPS Act and the Commission's regulations may be interpreted as prohibiting the net metering of an alternative energy system located, on a customer's premises, which is owned and operated by an alternative energy system developer that sells the electricity generated by that system to the customer through a power purchase agreement. In the Tentative Order, we propose that it be the policy of this Commission to allow alternative energy systems installed using the business model described above to net meter. Specifically, we stated that for the purposes of net metering, it should be the policy of this Commission that the term "operator," as found in the definition of "customer-generator" in the AEPS Act,¹² shall be interpreted as including customer-generators with distributed alternative energy systems that contract with a third-party to perform the operational functions of the alternative energy system.

In the Tentative Order, we further proposed that it be the policy of this Commission to limit this interpretation to alternative energy systems installed on property owned or leased and operated by the customer-generator and designed to generate no more than 110% of the customer-generator's annual electric consumption,¹³ provided that its nameplate capacity does not exceed the size limits defined in the AEPS Act.¹⁴ We proposed the system size limitation of 110% of a customer-generator's prior year electricity consumption to prevent the installation of oversized alternative energy systems that are more accurately described as merchant generation posing as customer-generators.

1. Comments

The majority of commenters support or do not object to the Commission's proposed policy.¹⁵ Many of the commenters do, however, make suggestions to further clarify the intent and application of the proposed policy. We will address these suggestions below.

2. Disposition

As the proposed policy was supported by the vast majority of the Commenters, with requests for clarification

¹² See 73 P. S. § 1648.2.

¹³ As measured by the customer-generator's total electric usage in the 12 full months immediately preceding submission of the interconnection application. In the event of a system expansion, the customer-generator would need to demonstrate that the expansion is designed not to exceed 110% of their electricity consumption in the 12 full months immediately preceding submission of the expansion application, in order to fall within the policy proposed in this Order.

¹⁴ As set forth in the definition of "customer-generator" at 73 P. S. § 1648.2.

¹⁵ See Citizen Power Comments at 2, Duquesne Comments at 2, EAP Comments at 3, FirstEnergy Comments at 2, IREC Comments at 2 and 3, OCA Comments, PECO Comments at 2, PennFuture Comments at 2 and 3, PASEIA/MSEIA Comments at 2, SA Comments, SunRun Comments at 1, Vote Solar Comments at 2, and WGES Comments at 1 and 3.

⁶ 73 P. S. § 1648.2.

⁷ 52 Pa. Code § 75.13(a).

⁸ Id.

⁹ 52 Pa. Code § 75.12.

¹⁰ Id.

¹¹ See 41 Pa. Bull. 4515.

tion, and for the reasons expressed in our Tentative Order, we will adopt the proposed policy, as modified by this order. Specifically, we adopt as Commission policy that the term “operator,” as found in the definition of “customer-generator” in the AEPS Act,¹⁶ shall be interpreted as including customer-generators with distributed alternative energy systems that contract with a third-party to perform the operational functions of the alternative energy system.

B. 110% Consumption Limit

In the Tentative Order, we proposed that alternative energy systems installed using the business model in which a developer installs the system, maintains ownership and performs operations and maintenance functions, and sells the generation to the customer through a power purchase agreement, be limited in size. Specifically, we proposed that the system be installed on a property owned or leased and operated by the customer-generator and designed to generate no more than 110% of the customer-generator’s annual electric consumption. This consumption was measured by the customer-generator’s total electric usage in the 12 full months immediately preceding submission of the interconnection application.

1. 110% Limit

Several parties commented on the reasonableness of the proposed 110% design limit on third-party owned and operated net metered alternative energy systems.

a. Comments

Seven of the 15 commenters state that the Commission’s proposed 110% limitation is reasonable in preventing the installation of oversized alternative energy systems.¹⁷ In particular, PennFuture comments that it “believes that the Commission’s proposal to limit the alternative energy system to 110% of the customer-generator’s electric consumption is fair and reasonable given the fact that net metering is designed to offset all or part of a customer-generator’s electricity requirements.”¹⁸

PASEIA/MSEIA suggest that the 110% limitation only be applied to commercial systems with a nameplate capacity over 200 kW. PASEIA/MSEIA assert that residential systems should be excluded from the 110% limit as they are already limited to 50 kW and there are other protections against oversizing residential systems.¹⁹ WGES suggests a limit similar to that imposed by Maryland, which adopted a 200% limit, asserting that a higher percentage will allow for growth in electricity usage by the customer-generator and encourage efficient installation of alternative energy systems.²⁰

b. Disposition

In proposing this limitation, the Commission believed it would be a reasonable way to limit the possibility of merchant generators posing as customer-generators. As we noted in the Tentative Order, we believe the intent of the AEPS Act, as expressed in the Act’s definition of net metering, was to provide electric utility customers with a reasonable means to offset their electric consumption. The majority of comments support the 110% design limit as a reasonable and balanced approach to supporting the intent of the AEPS Act and limiting the potential for

merchant generators to use net metering as a way to circumvent the wholesale electric market and gain excessive retail rate subsidies at retail customer expense. As such we adopt, as Commission policy, a size limitation of 110% for net metered alternative energy systems owned and operated by third-parties that are interconnected and placed on property owned or leased and operated by an electric utility customer.

The Commission would like to clarify that the 110% limitation is to be part of the criteria used in designing a system that is installed as part of the third-party business model. This limitation does not apply to those systems directly owned or operated by a customer-generator who is not using the third-party owner or operator model.

The Commission declines to adopt PASEIA/MSEIA’s proposal to limit the application of the 110% limitation to commercial systems greater than 200 kW in size. Although there may be other protections in place for residential systems at this time, the Commission believes that the 110% limitation should be applied equally across all rate classes. The intent is to limit oversizing by any third-party owned and operated system. The Commission believes there is still ample opportunity for customers of all rate classes to take advantage of this business model with the 110% limitation in place.

The Commission also declines to adopt WGES’ proposal to increase the design limitation to 200% as Maryland has done. It is the Commission’s belief that a 200% size limitation would not effectively limit the potential for merchant generators to use net metering as a way to circumvent the wholesale electric market and gain excessive retail rate subsidies at retail customer expense.²¹

2. Determination of 110%

Several parties sought clarification on how the 110% limit is to be determined and whether it should be a cap on the amount of energy to be netted against electric usage.

a. Comments

Some commenters express acceptance of the limitation with additional parameters. Specifically, Duquesne, EAP and PECO suggest that the Commission make the 110% limitation a cap on the kWh output eligible for net metering, implying that the customer-generator would not receive compensation for any generation in excess of 110% of its annual electric usage.²² EAP also suggests that the Commission clarify that the 110% cap be set during the system design phase such that it limits the size of the system that can be installed based on the customer-generator’s total electric usage during the preceding 12 months. EAP asserts that such a limitation will decrease cost-shifting to customers who do not participate in net metering, will simplify the role of EDCs in monitoring excess generation and limit the opportunity for abuse by merchant generators seeking retail rate subsidies in contradiction of the intent of the AEPS Act.²³

b. Disposition

The Commission would like to clarify that the 110% sizing limitation is a design parameter set forth to govern system size when third-party owners and operators are calculating the size of an alternative energy system to be interconnected and installed on property owned or leased and operated by an electric utility customer for net

¹⁶ See 73 P.S. § 1648.2.

¹⁷ Duquesne Comments at 3, IREC Comments at 8, PECO Comments at 2, PennFuture Comments at 3, SA Comments at 1, SunRun Comments at 1, Vote Solar Comments at 3.

¹⁸ PennFuture Comments at 3.

¹⁹ PASEIA/MSEIA Comments at 2.

²⁰ WGES Comments at 3 and 4 (citing COMAR 20.50.10.01 D).

²¹ We note that both Delaware and New Jersey impose a similar 110% design limit. See 26 Del.C. § 1014(d)(5) and N.J.S.A. 4:1C-32.4a(4).

²² Duquesne Comments at 3, EAP Comments at 5 and PECO Comments at 4.

²³ EAP Comments at 5.

metering purposes. As the Commission's goal is to support Pennsylvania ratepayer access to alternative energy systems, it does not believe it is necessary to implement other limitations at this time. Specifically, the Commission believes it is unnecessary to include a kWh output restriction on systems utilizing the third-party operator business model, as proposed by Duquesne, EAP and PECO. The Commission notes that the 110% design limit will be based on historical or estimated annual system output and customer usage, both of which are affected by weather that is beyond the control of the customer-generator. As such, the Commission believes that a hard cap, as proposed by Duquesne, EAP and PECO, would unfairly penalize customer-generators for variations in weather that are beyond their control.

3. *Virtual Net Metering*

In comments to the Tentative Order, parties questioned the application of the 110% limitation for customers who wish to implement the third-party business model to install systems that would allow for virtual meter aggregation.

a. *Comments*

FirstEnergy asserts that the 110% limitation should apply solely to the consumption at the meter where the system is interconnected as it would prevent third-parties from greatly oversizing an alternative energy system with the intention of requiring the retail customer to aggregate any nearby metering points to satisfy the 110% limitation.²⁴ PASEIA/MSEIA and PennFuture assert that the 110% limitation should apply to the cumulative consumption of all meters that qualify for virtual aggregation.²⁵

Duquesne requests that the Commission require that each customer must be individually metered and have individual accounts in the homeowner's name, as opposed to the accounts being placed in the name of the third-party.²⁶ Duquesne further asserts that the EDC should not have a contractual relationship with any third-party owners or operators, emphasizing that the electric account must continue to be between the customer and the EDC.²⁷ FirstEnergy comments that the third-party should not be eligible to aggregate EDC customer accounts, asserting that only retail electric customers be eligible to physically or virtually net meter accounts.²⁸ PECO suggests that the third-party option should not be used to promote community energy aggregation, but to allow electricity generated by the third-party owned and operated alternative energy system to be sold only to a single customer.²⁹

b. *Disposition*

The Commission agrees with PASEIA/MSEIA and PennFuture that the 110% limitation should apply to the cumulative consumption of all meters that qualify for virtual meter aggregation under the AEPS Act and the Commission's regulations. It is the Commission's belief that restricting third-party owned and operated systems as FirstEnergy suggests would unreasonably discriminate against customer-generators who would otherwise be eligible for virtual meter aggregation under the provisions of the AEPS Act³⁰ and the Commission's regulations.³¹ As such, the Commission adopts the policy that the 110% limitation as a design criterion of third-party owned and

operated alternative energy systems shall apply to the cumulative consumption of all meters that are eligible for virtual meter aggregation in accordance with the AEPS Act and the Commission's regulations.

The Commission, however, does agree with Duquesne, FirstEnergy and PECO, that this policy should not be interpreted as creating a contractual relationship between the EDC and a third-party owner or operator of an alternative energy system placed on property owned or leased and operated by a customer-generator. Any contractual relations in such a scenario remain between the EDC and the retail electric customer, who is responsible for complying with all applicable EDC tariff provisions and Commission regulations. Furthermore, this policy does not in any way expand the virtual meter aggregation provisions of the AEPS Act and Commission regulations to include community aggregation. This policy simply permits customer-generators who chose to contract with a third-party to own and operate an alternative energy system located on property owned or leased and operated by that customer-generator to virtual net meter in the same manner as if that customer-generator owned or operated the alternative energy system.

4. *New Construction*

In the Tentative Order we proposed that the 110% limitation be based on the customer-generator's total electric usage during the 12 full months immediately preceding submission of the interconnection application.

a. *Comments*

Several commenters request that the Commission provide guidance on how the 110% limitation is to be determined for newly constructed buildings or where the retail customer does not have a full 12 months of historical usage.³² Some of these commenters suggest that the developer be permitted to use the square footage, usage patterns and number of occupants for the new building to determine that building's estimated consumption.³³ Other commenters recommend using the usage patterns of similarly situated neighboring buildings to determine an estimate of consumption.³⁴ FirstEnergy and PECO suggest that the estimate be calculated by the customer/installer and provided to the EDC for review during the interconnection application process.³⁵ PASEIA/MSEIA suggest that the issue be referred to the Solar Working Group Net Metering Committee for discussion and development of recommendations.³⁶

EAP and PECO also suggest that customer-generators with existing alternative energy systems seeking to expand the size of their systems be required to amend their application and provide data showing an increased usage in the immediately preceding 12 month period to show compliance with the 110% limit.³⁷

b. *Disposition*

While the Commission understands the desire to have specific criteria defined for determining the 110% limitation value for a building that does not have prior consumption data, it does not believe such granularity is necessary. The use of square footage, occupancy and comparisons to similar buildings are all valid recommendations that could be utilized. The Commission believes

²⁴ FirstEnergy Comments at 4.

²⁵ PASEIA/MSEIA Comments at 3 and 5, PennFuture Comments at 3.

²⁶ Duquesne Comments at 4.

²⁷ Id.

²⁸ FirstEnergy Comments at 3.

²⁹ PECO Comments at 4.

³⁰ See 73 P. S. § 1648.2 (definition of net metering).

³¹ See 52 Pa. Code § 75.12 (definition of virtual meter aggregation).

³² Citizen Power Comments at 2 and 3, IREC Comments at 9, PASEIA/MSEIA Comments at 3, PECO Comments at 5 and 6, SA Comments at 1, SunRun Comments at 2, and Vote Solar Comments at 4.

³³ Citizen Power Comments at 3, SA Comments at 1, and SunRun Comments at 2.

³⁴ SA Comments at 1 and SunRun Comments at 2.

³⁵ FirstEnergy Comments at 4 and PECO Comments at 6.

³⁶ PASEIA/MSEIA Comments at 3.

³⁷ EAP Comments at 6 and PECO Comments at 5.

that the customer-generator and/or developer has the responsibility to provide an estimate of annual electric consumption for the new building, along with supporting data, to demonstrate that the alternative energy system design does not exceed 110% of that annual consumption. The customer-generator and/or the developer will have to provide adequate support for their usage estimate, which may include one or more years of historical usage or estimates based on similarly equipped and utilized buildings. This estimated consumption shall be provided to the EDC when filing the interconnection application.

The Commission agrees with EAP and PECO that the 110% limitation shall apply as a design criterion for the sizing of an entire alternative energy system, to include any proposed expansion of an existing system. As such, it is Commission policy that customer-generators with third-party owned and operated systems shall provide, with the interconnection application, adequate supporting data to demonstrate that the alternative energy system is designed to provide no more than 110% of the customer-generator's annual electric usage. This requirement also applies to applications to expand existing alternative energy systems owned and operated by a third-party.

Conclusion

With this Final Order, the Commission adopts the net metering policy described in this Final Order. This Final Order is to be published in the *Pennsylvania Bulletin* and made available to the public on the Commission's alternative energy³⁸ web page. *Therefore,*

It Is Ordered That:

1. It be the policy of the Commission that the term "operator," as found in the definition of "customer-generator" in Section 2 the AEPS Act, 73 P. S. § 1648.2, shall be interpreted as including customer-generators with distributed alternative energy systems that contract with a third-party to perform the operational functions of the alternative energy system.

2. It be the policy of the Commission that net metered alternative energy systems owned and operated by third-parties that are interconnected and placed on property owned or leased and operated by an electric utility customer be designed to generate no more than 110% of that utility customer's annual electricity consumption, at the interconnection meter location and all qualifying virtual meter locations.

3. It be the policy of the Commission that customer-generators with third-party owned and operated systems shall provide with the interconnection application adequate supporting data to demonstrate that the alternative energy system is designed to provide no more than 110% of the customer-generator's annual electric usage at all qualifying meter locations.

4. This Final Order be published on the Commission's Alternative Energy web page.

5. This Final Order shall be published in the *Pennsylvania Bulletin* and served upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation and Enforcement, all jurisdictional electric distribution companies, and all parties who filed comments at this Docket.

6. The contact person for technical issues regarding this policy is Scott Gebhardt, Analyst, Bureau of Technical Utility Services—Policy and Planning, (717) 425-2860 or sgebhardt@state.pa.us. The contact person for legal

issues regarding this policy is Kriss Brown, Assistant Counsel, Law Bureau, (717) 787-4518 or kribrown@state.pa.us.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-711. Filed for public inspection April 13, 2012, 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 April 30, 2012. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2012-2290614. Access Airport Cab Co (60 North 2nd Street, Hamburg, Berks County, PA 19526)—discontinuance of service—persons, upon call or demand, in the Borough of Hamburg, Berks County.

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Brag Inc, t/a Great Arrivals; Doc. No. C-2011-2270729

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 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 Brag Inc, t/a Great Arrivals, Respondent, maintains a principal place of business at PO Box 144, Sayre, PA 18840.

2. That Respondent was issued a certificate of public convenience by this Commission on October 19, 1989, at Docket No. A-00108540,F.3, for limousine authority.

3. That, between December 1 and December 31 of 2010, Respondent did not provide this Commission with a current list of all of its vehicles utilized under its limousine authority. The list must contain the year, make, vehicle identification number and registration number for each vehicle. It shall be mailed to: Manager, Inspection

³⁸ http://www.puc.state.pa.us/electric/electric_alt_energy.aspx.

Division, Bureau of Investigation and Enforcement, PA Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105.

4. That Respondent, by failing to provide this Commission with a current vehicle list, violated 52 Pa. Code § 29.333(d). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$250.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission fine Brag Inc, t/a Great Arrivals the sum of two hundred and fifty dollars (\$250) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Michael E. Hoffman, Manager
Bureau of Investigation and Enforcement

VERIFICATION

I, Michael E. Hoffman, Manager, Inspection Division, 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 that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 11/21/11 Michael E. Hoffman, Manager
Bureau of Investigation and Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). 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 shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

Additionally, please serve a copy on:

Wayne T. Scott, Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direc-

tion, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days. Your certified check or money order should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this Complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Eagle Transportation Svcs Inc; Doc. No. C-2011-2270778

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 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 Eagle Transportation Svcs Inc, Respondent, maintains a principal place of business at 77 McCullough Drive, New Castle, DE 19720.

2. That Respondent was issued a certificate of public convenience by this Commission on March 19, 2007, at Docket No. A-00122217,F.2, for limousine authority.

3. That, between December 1 and December 31 of 2010, Respondent did not provide this Commission with a current list of all of its vehicles utilized under its limousine authority. The list must contain the year, make, vehicle identification number and registration number for each vehicle. It shall be mailed to: Manager, Inspection Division, Bureau of Investigation and Enforcement, PA Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105.

4. That Respondent, by failing to provide this Commission with a current vehicle list, violated 52 Pa. Code

§ 29.333(d). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$250.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission fine Eagle Transportation SVCS Inc the sum of two hundred and fifty dollars (\$250) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Michael E. Hoffman, Manager
Bureau of Investigation and Enforcement

VERIFICATION

I, Michael E. Hoffman, Manager, Inspection Division, 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 that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 11/11 Michael E. Hoffman, Manager
Bureau of Investigation and Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). 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 shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

Additionally, please serve a copy on:

Wayne T. Scott, Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days. Your

certified check or money order should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this Complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Gur Parshad Inc;
Doc. No. C-2011-2270304

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 Gur Parshad Inc, Respondent, maintains a principal place of business at 4421 Aramingo Avenue, Philadelphia, PA 19124.

2. That Respondent was issued a certificate of public convenience by this Commission on February 22, 2002, at Docket No. A-00118542, for call or demand authority.

3. That, between December 1 and December 31 of 2010, Respondent did not provide this Commission with a current list of all of its vehicles utilized under its call or demand authority. The list must contain the year, make, vehicle identification number and registration number for each vehicle. It shall be mailed to: Manager, Inspection Division, Bureau of Investigation and Enforcement, PA Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105.

4. That Respondent, by failing to provide this Commission with a current vehicle list, violated 52 Pa. Code § 29.314(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$250.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission fine Gur Parshad Inc the sum of two hundred and fifty dollars

(\$250) for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Michael E. Hoffman, Manager
Bureau of Investigation and Enforcement

VERIFICATION

I, Michael E. Hoffman, Manager, Inspection Division, 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 that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 11/8/11 Michael E. Hoffman, Manager
Bureau of Investigation and Enforcement

NOTICE

A. You must file an answer within twenty days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and notice, 52 Pa. Code § 1.56(a). 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 shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

Additionally, please serve a copy on:

Wayne T. Scott, Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days. Your certified check or money order should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue a Secretarial Letter imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this Complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-712. Filed for public inspection April 13, 2012, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Motor Carrier Medallion Transfer Application for 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 transfer the rights held by Barring Trans, Inc. (CPC No. 1014204-01, Medallion P-0812) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

A-12-03-05. Chopra, Inc., 49 Sonora Avenue, Iselin, NJ 08830 registered with the Commonwealth on January 30, 2012.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by April 30, 2012. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) 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 PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 12-713. Filed for public inspection April 13, 2012, 9:00 a.m.]

Motor Carrier Medallion Transfer Application for 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 transfer the rights held by New Delhi Roadways, Inc. (CPC No. 1021104-01, Medallion P-0711) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

A-12-03-07. Parmar Trans., Inc., 5475 82nd Street, Elmhurst, NY 11373 registered with the Commonwealth on October 17, 2011.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by April 30, 2012. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) 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 PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 12-714. Filed for public inspection April 13, 2012, 9:00 a.m.]

Taxicab and Limousine Division; Fuel Surcharge Comments and Public Hearing

April 2, 2012

The price per gallon for gasoline has been climbing steadily over the past few months. Fuel prices across the region are now averaging \$3.89 for regular and \$4.14 for premium gasoline. One week ago, the price of regular gasoline in our area was \$3.85, 1 month ago it was \$3.76 and 1 year ago, just before the most recent fuel surcharge was approved by the Philadelphia Parking Authority (PPA), it was \$3.58.

On March 28, 2012, the Taxi Workers Alliance of Pennsylvania filed a petition and Fuel Surcharge proposal with the Taxicab and Limousine Division (TLD) of the PPA requesting that a surcharge be implemented. The proposal, which follows for review and comment, describes a sliding scale at which the first surcharge is "triggered" when gasoline reaches \$3.50 per gallon of

regular gasoline and increases commensurately by .50 cents with each .50 cent increase in the price of regular gasoline. The proposal calls for an additional .50 cents on top of the base surcharge for trips to and from the Philadelphia International Airport.

A simpler but more comprehensive approach is the Pennsylvania Public Utility Commission's (Commission) procedure for implementing on going fuel surcharges which has been under consideration by the PPA since receipt of public comments last summer praising the system. The Commission fuel surcharge system and implementation procedure, which follows, has been in effect for a number of years. It provides for a much greater degree of consistency and predictability in addressing what has become a very problematic and costly aspect of making a living as a call or demand/for hire transportation driver. The system allows fuel surcharges to be implemented or repealed on a monthly basis without the need for the inherent delays of emergency petitions, comments, investigations and hearings.

Accordingly, the PPA invites public comment with regard to the need for a fuel surcharge and for comments as to the best way to implement a sliding scale surcharge. The proposed surcharge applies to all medallion and partial rights taxicab trips as well as airport transfer service under Philadelphia jurisdiction.

The surcharge system selected and implemented by the PPA will need to be one which may be electronically implemented and repealed by all vendors of meter technology systems approved by PPA's TLD.

Partial rights taxicabs will need to adhere to the terms and schedule concerning any surcharge method selected and approved but will need to have their meters manually updated and sealed at TLD Headquarters with regard to surcharge addition and removal.

Submit any comments regarding this proposal no later than 12 p.m. on Wednesday, April 18, 2012, to the attention of Charles Milstein, Esq., Assistant to the Director, Taxicab and Limousine Division, cmilstein@philapark.org. A public hearing will be held on Wednesday, April 18, 2012, at 10 a.m. at the PPA, TLD Headquarters. Oral and/or typed or printed comments will be accepted at the hearing. Notice for comments and a public hearing concerning the implementation of a Fuel Surcharge for Medallion and Partial Rights Cabs as well as Airport Transfer service serving Philadelphia has been conveyed to all concerned by a posting to the TLD web site, posting at the TLD Headquarters and broadcast by e-mail on April 4, 2012. In addition, an abbreviated notice was sent to each medallion cab through the meter system. It is requested that Medallion owners and Dispatch Associations pass this information to drivers.

JAMES R. NEY,
Director
Taxicab and Limousine Division

The Philadelphia Parking Authority
Taxicab and Limousine Division

In Re: Petition for Fuel Surcharge	Petition No. _____	RECEIVED BY:
	PPA Hack No.: H-102361	PPA TAXICAB Filed in by: TLD
	P120307	2012 MAR 28 A 11:41

Clerk
Office of the Clerk
Philadelphia Parking Authority
Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, Pennsylvania 19148

OFFICE OF THE CLERK

Petition For Fuel Surcharge

I Petitioner, Taxi Workers Alliance of Pennsylvania by its President, Ronald Blount, am requesting an emergency fuel surcharge on behalf of our memberships, who all are certified PPA taxicab drivers. The Taxi Workers Alliance of Pennsylvania, (TWA-PA) was incorporated in the State of Pennsylvania in May 2005. TWA-PA is an advocacy organization seeking to improve the working conditions of low-income taxicab drivers in the city of Philadelphia.

1. We request an emergency fuel surcharge of \$1.00 per trip when the price of regular unleaded gasoline reach the price of \$3.50 per gallon and \$1.50 per trip to and from Philadelphia International Airport, when the price of regular unleaded gasoline reaches \$3.50 per gallon.
2. We request an emergency fuel surcharge of \$1.50 per trip when the price of regular unleaded gasoline reach the price of \$4.00 per gallon and \$2.00 per trip to and from Philadelphia International Airport, when the price of regular unleaded gasoline reaches \$4.00 per gallon. Every \$0.50 increment increase of regular unleaded gasoline afterwards will result in a \$0.50 increase in the fuel surcharge for both the regular fare and airport flat rate.
3. The ability of taxicab drivers to earn a living is being jeopardized. According to AAA, the price of regular unleaded gasoline in the Philadelphia region was \$3.57 a year ago, \$3.67 a month ago, and \$3.87 as of today. The price of fuel is expected to rise until late August of this year. Act 94 of 2004 has set provisions for this emergency:

§ 5703 of the Act- (f) Temporary rates.--The authority may, in any proceeding involving the rates of a taxicab or limousine service, after reasonable notice and hearing and, if the public interest requires, immediately fix, determine and prescribe temporary rates to be charged by a taxicab... (g) Fair return.--In fixing any rate of a taxicab or limousine service engaged exclusively as a common carrier by motor vehicle, the authority may fix the fair return by relating the fair and reasonable operating expenses, depreciation, taxes and other costs of furnishing service to operating revenues.

NOTICES

Furthermore, under the Authority regulations, § 1003.11, drivers can petition the PPA for relief in times of unexpected expenses. If granted, drivers will be able to maintain their present earnings and continue to operate without the fear of fuel eating away at their profits.


- 4. If approved, the emergency fuel surcharge will not cause any public harm. The taxi industry will operate as normal, as most people are fully aware that fuel prices are rising. People understand that high fuel prices are out of drivers' control and that drivers are usually at the bottom rung of the economic ladder. Philadelphians are aware that any fuel surcharge is only temporary and will recede when fuel prices decrease. The Authority as well as VTS should not incur any extra expenses in implementing the fuel surcharge.

Respectfully submitted;



VERIFICATION

I, **Ronald Blount**, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a 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: 3/28/12 'Signature:' 

Ronald Blount- President
Taxi Workers Alliance of Pennsylvania
4233 Chestnut Street
Philadelphia, Pa. 19104
(215) 279-0472
Blount86@aol.com
www.twaape.org

Philadelphia (PA only)	Regular	Mid	Premium
Current	\$3.865	\$3.986	\$4.111
	\$3.857	\$3.978	\$4.100
Week Ago	\$3.820	\$3.941	\$4.062
Month Ago	\$3.749	\$3.867	\$3.985
Year Ago	\$3.564	\$3.674	\$3.791

Highest Recorded Average Price:			
	Regular Uni.	\$4.155	6/20/2008
	Del.	\$5.024	6/16/2008


CERTIFICATE OF SERVICE

I, Ronald Blount, hereby certify that I have this day served a true copy of the foregoing document upon the parties listed below, in accordance with the requirements of § 1001.52 (relating to service by a party).

James R. Ney *via hand-delivery*
Director
The Philadelphia Parking Authority
Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, PA 19148

Dennis G. Weldon, Jr. *via hand-delivery*
General Counsel
The Philadelphia Parking Authority
3101 Market Street, 2nd Floor
West Wing
Philadelphia, PA 19104

Date: March 28, 2012



Ronald Blount

The Philadelphia Parking Authority
Taxicab and Limousine Division

In Re: Petition for Fuel Surcharge	Petition No. TAXICAB & LIMOUSINE DIV. PPA	RECEIVED BY:
	PPA Hack No.: H-102361	FILED INTO
P 1 2 0 3 0 7		2012 MAR 28 A 11:41

Clerk
Office of the Clerk
Philadelphia Parking Authority
Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, Pennsylvania 19148

OFFICE OF THE CLERK

Petition For Fuel Surcharge

I Petitioner, Taxi Workers Alliance of Pennsylvania by its President, Ronald Blount, am requesting an emergency fuel surcharge on behalf of our memberships, who all are certified PPA taxicab drivers. The Taxi Workers Alliance of Pennsylvania, (TWA-PA) was incorporated in the State of Pennsylvania in May 2005. TWA-PA is an advocacy organization seeking to improve the working conditions of low-income taxicab drivers in the city of Philadelphia.

1. We request an emergency fuel surcharge of \$1.00 per trip when the price of regular unleaded gasoline reach the price of \$3.50 per gallon and \$1.50 per trip to and from Philadelphia International Airport, when the price of regular unleaded gasoline reaches \$3.50 per gallon.
2. We request an emergency fuel surcharge of \$1.50 per trip when the price of regular unleaded gasoline reach the price of \$4.00 per gallon and \$2.00 per trip to and from Philadelphia International Airport, when the price of regular unleaded gasoline reaches \$4.00 per gallon. Every \$0.50 increment increase of regular unleaded gasoline afterwards will result in a \$0.50 increase in the fuel surcharge for both the regular fare and airport flat rate.
3. The ability of taxicab drivers to earn a living is being jeopardized. According to AAA, the price of regular unleaded gasoline in the Philadelphia region was \$3.67 a year ago, until late

UNITED STATES POSTAL SERVICE **POSTAL MONEY ORDER**

Serial Number: 19968627712 Year, Month, Day: 2012-03-28 Post Office: 191043 U.S. Dollars and Cents: \$200.00

Amount: TWO HUNDRED DOLLARS & 00/100

Pay to: Philadelphia Parking Authority - TLD Clerk: 25

Address: 2415 S. Swanson Street From: Taxi Workers Alliance of Pa. 0025

Philadelphia, Pa. 19148 Address: 4233 Chestnut Street Phila. Pa. 19104

Media: Payment for fuel surcharge Petitioner Filing

SEE REVERSE WARNING - NEGOTIABLE ONLY IN THE U.S. AND POSSESSIONS

⑆000008002⑆ 19968627712⑆

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Fuel Surcharge for Passenger Motor Carriers
http://www.puc.state.pa.us/transport/motor/fuel_surcharge.aspx
 Accessed April 3, 2012

April 2012 Average Price of Gasoline = \$3.83

Taxi Fuel Surcharge = \$1.15

Airport Transfer & Paratransit Fuel Surcharge = \$2.55

March 2012 Average Price of Gasoline = \$3.69

Taxi Fuel Surcharge = \$1.05

Airport Transfer & Paratransit Fuel Surcharge = \$2.35

Docket No. S.P. 28209

Taxi companies, providers of paratransit transportation, and motor carriers providing transportation to and from airports, are permitted to add the fuel cost recovery charge to the cost of the trip in order to recover the unanticipated high price of gasoline.

Fuel Surcharge Determination

The amount of the fuel surcharge is determined by locating the average price of gasoline (posted at the top of this page) in the chart displayed below, and then select the corresponding fuel surcharge in the column for the respective type of transportation. The average price of fuel is posted on the third Friday of each month, with the effective date of the surcharge being the first day of the subsequent month.

For example, if the posted average price of gasoline is \$3.85, the ninth line of the chart contains the price range for the \$3.85 cost. The corresponding surcharge for taxicabs is \$1.15, while the corresponding surcharge for paratransit and airport transfer transportation is \$2.55. Those surcharges would be effective on the first day of the next month.

<i>FUEL (\$ per Gallon)</i>	<i>Taxicabs*</i>	<i>Paratransit & Airport Transfers**</i>
\$1.40—\$1.49	\$.05	\$.05
\$1.50—\$1.59	\$.05	\$.15
\$1.60—\$1.69	\$.10	\$.25
\$1.70—\$1.79	\$.15	\$.35
\$1.80—\$1.89	\$.20	\$.45
\$1.90—\$1.99	\$.20	\$.55
\$2.00—\$2.09	\$.25	\$.70
\$2.10—\$2.19	\$.30	\$.80
\$2.20—\$2.29	\$.35	\$.90
\$2.30—\$2.39	\$.40	\$1.00
\$2.40—\$2.49	\$.45	\$1.10
\$2.50—\$2.59	\$.50	\$1.20
\$2.60—\$2.69	\$.55	\$1.30
\$2.70—\$2.79	\$.60	\$1.40
\$2.80—\$2.89	\$.65	\$1.50
\$2.90—\$2.99	\$.70	\$1.60
\$3.00—\$3.09	\$.75	\$1.70
\$3.10—\$3.19	\$.80	\$1.80
\$3.20—\$3.29	\$.85	\$1.95
\$3.30—\$3.39	\$.90	\$2.05
\$3.40—\$3.49	\$.95	\$2.15
\$3.50—\$3.59	\$1.00	\$2.25
\$3.60—\$3.69	\$1.05	\$2.35
\$3.70—\$3.79	\$1.10	\$2.45
\$3.80—\$3.89	\$1.15	\$2.55
\$3.90—\$3.99	\$1.20	\$2.65
\$4.00—\$4.09	\$1.25	\$2.75
\$4.10—\$4.19	\$1.30	\$2.85
\$4.20—\$4.29	\$1.35	\$2.95

<i>FUEL (\$ per Gallon)</i>	<i>Taxicabs*</i>	<i>Paratransit & Airport Transfers**</i>
\$4.30—\$4.39	\$1.40	\$3.05
\$4.40—\$4.49	\$1.45	\$3.15
\$4.50—\$4.59	\$1.50	\$3.25
\$4.60—\$4.69	\$1.55	\$3.35
\$4.70—\$4.79	\$1.60	\$3.45
\$4.80—\$4.89	\$1.65	\$3.55
\$4.90—\$4.99	\$1.70	\$3.65
\$5.00—\$5.09	\$1.75	\$3.75
\$5.10—\$5.19	\$1.80	\$3.85
\$5.20—\$5.29	\$1.85	\$3.95
\$5.30—\$5.39	\$1.90	\$4.05
\$5.40—\$5.49	\$1.95	\$4.15
\$5.50—\$5.59	\$2.00	\$4.25
\$5.60—\$5.69	\$2.05	\$4.35
\$5.70—\$5.79	\$2.10	\$4.45
\$5.80—\$5.89	\$2.15	\$4.55
\$5.90—\$5.99	\$2.20	\$4.65
\$6.00—\$6.09	\$2.25	\$4.75
\$6.10—\$6.19	\$2.30	\$4.85
\$6.20—\$6.29	\$2.35	\$4.95
\$6.30—\$6.39	\$2.40	\$5.05
\$6.40—\$6.49	\$2.45	\$5.15
\$6.50—\$6.59	\$2.50	\$5.25
\$6.60—\$6.69	\$2.55	\$5.35
\$6.70—\$6.79	\$2.60	\$5.45
\$6.80—\$6.89	\$2.65	\$5.55
\$6.90—\$6.99	\$2.70	\$5.65
\$7.00—\$7.09	\$2.75	\$5.75

* The amount is per trip.

** The amount is per paying passenger per trip.

How the Amounts for the Fuel Surcharge are Determined

The basis for the fuel surcharge is the premise that the cost of gasoline rose dramatically following the year 2003, when the average price for a gallon of unleaded regular gasoline was \$1.35. The fuel surcharge compensates carriers for the difference in the current cost of gasoline for an average trip and the cost of gasoline for an average trip in 2003.

In its order of June 1, 2006, creating the Fuel Cost Recovery Surcharge, the Commission established that the following constants would be utilized in the formulas for determining the amounts for the surcharge:

- The base price to be used is \$1.35 per gallon of unleaded regular gasoline.
- The average distance of a trip for taxicabs is 6.8 miles.
- The average distance of a trip for paratransit and airport transfer carriers is 13.61 miles.
- The average gasoline mileage for taxicabs is 15.04 miles per gallon.
- The average gasoline mileage for paratransit and airport transfer carriers is 13.01 miles per gallon.

In determining the cost of gasoline per trip the following formulas are used:

• Taxicab cost/trip = [(gas price) X (6.8 miles per trip)] ÷ (15.04 miles per gallon)

- Paratransit/Airport Transfer = [(gas price) X (13.61 miles/trip)] ÷ (13.01 miles/gallon)

The amounts in the chart are calculated determining the cost per trip for the costs of gasoline in the chart and subtracting the cost per trip at \$1.35 per gallon. The difference was then rounded to the nearest nickel or dime.

Carrier Notification of Fuel Surcharge

Carriers shall notify the public by placing a notice in all vehicles, which shall read:

The PA Public Utility Commission has authorized a fuel surcharge under Special Permission No. 28209. The surcharge has been extended and shall terminate on June 30, 2012. The current surcharge is (insert current charge here) per trip for each paying passenger.

History of Fuel Surcharge

On June 10, 2004 the Commission approved a temporary fuel surcharge of 30 cents per trip for each paying passenger for taxis. Paratransit and airport transfer carriers were allowed 70 cents per trip for each paying passenger. The temporary fuel surcharge was to last for one year.

At a public meeting on June 2, 2005, the PUC extended the temporary fuel surcharge for another year. The extension was granted in response to the Commission's receipt of verbal and written requests from passenger motor carriers. Throughout the first year of the fuel surcharge the price of gasoline fluctuated, but the average price of gasoline for that period was \$2.

Due to the unanticipated increase in gasoline prices, the PUC approved an emergency order on Sept. 2, 2005, to raise the fuel surcharge to 70 cents for taxis and \$1.55 for paratransit and airport transfer carriers.

The fuel surcharge was then determined on a monthly basis until 2006, when the review became quarterly. At the June 1, 2006 public meeting, the PUC determined that on the third Friday of each month, the Commission will post the average cost of unleaded regular gasoline, which will determine the surcharge. The Commission extended the surcharge at five public meetings: June 21, 2007, June 24, 2008, June 18, 2009, June 16, 2010 and then again on June 9, 2011.

The fuel surcharge is scheduled to terminate June 30, 2012.

[Pa.B. Doc. No. 12-715. Filed for public inspection April 13, 2012, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 12-028.4, On Call Electrical Investigation & Repairs, until 2 p.m. on Thursday, May 14, 2012. Information (including mandatory prebid info) concerning this project can be obtained from the PRPA web site www.philaport.com under Procure-

ment, or call the Engineering Department at (215) 426-2600.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 12-716. Filed for public inspection April 13, 2012, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Charlotte McNamee Camerlengo, RN; Doc. No. 1852-51-2011

On January 13, 2012, Charlotte McNamee Camerlengo, license no. RN322489L, of Levittown, Bucks County, was suspended for no less than 3 years retroactive to October 20, 2011, based on her failure to comply with terms of a previously issued State Board of Nursing order.

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.

JOSEPH J. NAPOLITANO, PHD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 12-717. Filed for public inspection April 13, 2012, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Veronica Burke Cohen, RN, LPN; Doc. No. 2137- 51-2011

On January 24, 2012, Veronica Burke Cohen, license no. PN094410L, of Drexel Hill, Delaware County, was suspended for no less than 3 years retroactive to December 2, 2011, based on her failure to comply with terms of a previously issued State Board of Nursing order.

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.

JOSEPH J. NAPOLITANO, PHD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 12-718. Filed for public inspection April 13, 2012, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Penny Novak Goyette, LPN; Doc. No. 0958-51- 2008

On January 31, 2012, Penny Novak Goyette, Pennsylvania license no. PN152318L, of Johnson City, NY, was indefinitely suspended based on disciplinary action taken against her license by the proper licensing authority in another state.

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.

JOSEPH J. NAPOLITANO, PHD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 12-719. Filed for public inspection April 13, 2012, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
Miranda Harris, RN, LPN; Doc. No. 1775-51-2010**

On February 6, 2012, Miranda Harris, license no. PN265539, of Philadelphia, Philadelphia County, was suspended for no less than 3 years retroactive to September 14, 2010, based on her failure to comply with terms of a previously issued State Board of Nursing order.

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.

JOSEPH J. NAPOLITANO, PHD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 12-720. Filed for public inspection April 13, 2012, 9:00 a.m.]

**STATE BOARD OF VEHICLE
MANUFACTURERS,
DEALERS AND
SALESPERSONS**

**Application for Vehicle Salesperson of Scott
Streeter**

On January 11, 2012, Scott Streeter, license no. MV229794, of Broomall, Delaware County, was granted a probationary license as a vehicle salesperson to run concurrent with his criminal probation based on his convictions involving crimes of moral turpitude.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Vehicle Manufacturers, Dealers and Salespersons, P. O. Box 2649, Harrisburg, PA 17105-2649.

KENNETH GLOTFELTY,
Chairperson

[Pa.B. Doc. No. 12-721. Filed for public inspection April 13, 2012, 9:00 a.m.]

**STATE TAX EQUALIZATION
BOARD**

Objections/Appeal of the School District of Philadelphia and the City of Philadelphia to the Certified 2010 Common Level Ratio for Philadelphia County

Memorandum and Order

Acting pursuant to section 16.1 of the State Tax Equalization Board Act (Act), 72 P. S. § 4656.16a, the State Tax Equalization Board (STEB) on August 6, 2011, published in the *Pennsylvania Bulletin* the certified Common Level Ratios for 2010. See 41 Pa.B. 4280. The certified Common Level Ratio (CLR) established for Philadelphia County was 18.1%. *Id.*

By letter dated September 30, 2011, the School District of Philadelphia and the City of Philadelphia (collectively,

Philadelphia) timely filed with STEB Objections/Appeal to STEB's published 2010 CLR. Philadelphia's objections/appeal were lodged pursuant to section 16.1(c) of the Act. 72 P. S. § 4656.16a(c) ("Any political subdivision or taxpayer aggrieved by any finding, conclusion or any method or technique of [STEB] made pursuant to this section may, in writing, state objections thereto..."). In its objections/appeal, Philadelphia asked STEB for the opportunity to revise its CLR based on the ongoing efforts of Philadelphia's newly formed Office of Property Assessment (OPA) to refine its data gathering, coding and analysis so that OPA might then be able to submit to STEB revised 2010 information that would "present a more complete and accurate picture of real property values" in Philadelphia.

After extensive work with STEB staff, OPA on December 28, 2011, submitted to STEB a second data set file containing 9,492 sales that OPA determined to be valid sales for the purpose of calculating CLR. Based on this second data set, STEB staff estimated that the revised CLR would be 25.5%. STEB staff also determined that this second data set appears to comply with STEB requirements and that a new CLR for Philadelphia should be set based on this submission.

However, on January 13, 2012, Philadelphia asked STEB to consider a third data set. As part of its submission of the third data set, OPA explained that it had adjusted its certified market values so as to correct for the skewing effect that it says Philadelphia Code § 19-1308 has on actual market values. This adjustment is necessary, OPA explained, because STEB's methodology for calculating a county's CLR assumes that the county has reported to STEB its actual market values. Because Philadelphia Code § 19-1308 artificially mandates assessed values that do not reflect actual market values as required by STEB, OPA asserts that an adjustment is necessary so that actual market values can be reported. Only with the adjustments made in its January 13, 2012, submission would Philadelphia be able to report to STEB actual market values—as all other counties in the Commonwealth report to STEB and the STEB expects counties to report as part of STEB's uniform data collection and CLR calculation methodology.

In addition, Philadelphia in its January 13, 2012, submission asked STEB to adjust its uniform methodology for the calculation of CLRs to "reflect legitimate, arms-length sales even though they do not fall within the parameters of STEB's automated formula for the calculation of CLRs."

In accordance with the Act, STEB conducted a hearing on March 23, 2012, at which Philadelphia made a presentation in support of its third data set submission and asked STEB to revise its CLR based on this submission. In the alternative, Philadelphia asked STEB to accept its second data set and to revise the CLR based on this second data set.

After careful consideration of Philadelphia's submissions and arguments, the Board concludes that the third data set submitted by Philadelphia on or about January 13, 2012, is not valid under the Act. In setting the CLR, STEB may consider only the "assessed valuations" that are set "for county tax purposes." See 72 P. S. §§ 4656.7(2), 4656.9(a). The submissions made by OPA in its third data set do not comport with the requirements of the Act and, therefore, cannot be accepted.

In addition, STEB cannot properly adjust the formula that it uniformly applies for the calculation of the CLR in

all 67 counties. The formula that STEB uniformly employs is based on statistically acceptable techniques, as required by the Act. See 72 P. S. § 4656.16a(b). Consequently, the established uniform formula must be used to calculate Philadelphia's CLR.

Order

For the reasons set forth in the Memorandum, it is hereby *Ordered* that the objections made by the School district of Philadelphia and the City of Philadelphia to the 2010 Common Level Ratio of 18.1% established by the State Tax Equalization Board and published in the *Pennsylvania Bulletin* on August 6, 2011, are *Sustained* in part and *Overruled* in part.

The objections are *Sustained* based on the revised data submitted to STEB on December 28, 2011, that STEB staff has recommended be used for the calculation of Philadelphia's CLR. Thus, the 18.1% CLR is hereby vacated.

The objections are *Overruled* to the extent that Philadelphia requests STEB to accept the third data set submitted on January 13, 2012, or to depart from STEB's established formula used for the calculation of the CLR.

Therefore, STEB staff is directed to calculate a new CLR for Philadelphia based on the second data set submitted on December 28, 2011, and accordingly to issue a new 2010 Common Level Ratio forthwith.

JAMES A. ZURICK,
Chairperson

2010 COMMON LEVEL RATIOS

****Revised 4/4/2012**

<i>County</i>	<i>CLR</i>
^Adams	26.2%
*Allegheny	85.8%
Armstrong	37.8%
Beaver	32.7%
*Bedford	78.4%
*Berks	73.2%
*Blair	15.0%
Bradford	33.5%
*Bucks	11.3%
*Butler	19.1%
*Cambria	33.4%
Cameron	41.0%
Carbon	42.9%
Centre	28.1%
*Chester	56.0%
Clarion	29.6%
Clearfield	20.2%
*Clinton	98.9%
Columbia	26.4%
Crawford	37.3%
*Cumberland	79.2%
*Dauphin	73.5%
*Delaware	67.5%
Elk	42.4%

<i>County</i>	<i>CLR</i>
*Erie	84.4%
*Fayette	82.7%
Forest	26.8%
*Franklin	13.1%
*Fulton	35.1%
*Greene	83.3%
Huntingdon	13.9%
*Indiana	19.2%
*Jefferson	54.1%
*Juniata	21.1%
*Lackawanna	18.2%
*Lancaster	76.5%
*Lawrence	95.6%
*Lebanon	15.8%
Lehigh	35.7%
*Luzerne	100.4%
*Lycoming	82.9%
*McKean	86.4%
*Mercer	34.6%
Mifflin	52.3%
Monroe	16.8%
*Montgomery	58.0%
*Montour	81.4%
Northampton	33.6%
*Northumberland	27.6%
*Perry	74.0%
**Philadelphia	25.2%
Pike	21.4%
*Potter	31.2%
Schuylkill	47.3%
*Snyder	18.0%
Somerset	39.9%
*Sullivan	69.6%
Susquehanna	35.4%
*Tioga	73.8%
*Union	77.8%
*Venango	90.4%
Warren	34.6%
Washington	21.3%
*Wayne	80.0%
*Westmoreland	23.8%
Wyoming	19.7%
*York	83.7%

^ partial sales data for the year

***Counties with a predetermined assessment ratio of 100%**

[Pa.B. Doc. No. 12-722. Filed for public inspection April 13, 2012, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following list of projects during February 1, 2012, through February 29, 2012.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, rcairo@srbcc.net; or regular mail inquiries may be sent to the Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process set forth in 18 CFR 806.22(f) (relating to standards for consumptive uses of water) for the time period specified previously:

Approvals By Rule Issued Under 18 CFR 806.22(f):

1. EXCO Resources (PA), LLC, Pad ID: Warner North Unit Pad, ABR-201202001, Penn Township, Lycoming County, PA; Consumptive Use of Up to 8.000 mgd; Approval Date: February 6, 2012.

2. SWEPI, LP, Pad ID: Smith 260, ABR-201202002, Jackson Township, Tioga County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: February 6, 2012.

3. EXCO Resources (PA), LLC, Pad ID: Spotts Unit Drilling Pad 3H, 4H, 5H, 7H, 8H, 9H, ABR-201202003, Mifflin Township, Lycoming County, PA; Consumptive Use of Up to 8.000 mgd; Approval Date: February 6, 2012.

4. Chief Oil & Gas, LLC, Pad ID: Wright A Drilling Pad No. 1, ABR-201202004, Canton Township, Bradford County, PA; Consumptive Use of Up to 2.000 mgd; Approval Date: February 6, 2012.

5. Southwestern Energy Production Company, Pad ID: ASNIP-ABODE, ABR-201202005, Orwell Township, Bradford County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: February 8, 2012.

6. Chesapeake Appalachia, LLC, Pad ID: Schlapfer, ABR-201202006, Albany Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2012.

7. Chesapeake Appalachia, LLC, Pad ID: Ferraro, ABR-201202007, Terry Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2012.

8. Chesapeake Appalachia, LLC, Pad ID: Makayla, ABR-201202008, Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2012.

9. EXCO Resources (PA), LLC, Pad ID: Dale Bower East Unit Pad, ABR-201202009, Penn Township, Lycoming County, PA; Consumptive Use of Up to 8.000 mgd; Approval Date: February 13, 2012.

10. EXCO Resources (PA), LLC, Pad ID: Painters Den Pad 1, ABR-201202010, Davidson Township, Sullivan County, PA; Consumptive Use of Up to 8.000 mgd; Approval Date: February 13, 2012.

11. WPX Energy Appalachia, LLC, Pad ID: MacGeorge Well Pad, ABR-201202011, Silver Lake Township, Susquehanna County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: February 13, 2012.

12. Chief Oil & Gas, LLC, Pad ID: Castle A Drilling Pad No. 1, ABR-201202012, Canton Township, Bradford County, PA; Consumptive Use of Up to 2.000 mgd; Approval Date: February 13, 2012.

13. Chief Oil & Gas, LLC, Pad ID: Crandall Drilling Pad No. 1, ABR-201202013, Ridgebury Township, Bradford County, PA; Consumptive Use of Up to 2.000 mgd; Approval Date: February 13, 2012.

14. Chief Oil & Gas, LLC, Pad ID: L & L Construction A Drilling Pad No. 1, ABR-201202014, Wilmot Township, Bradford County, PA; Consumptive Use of Up to 2.000 mgd; Approval Date: February 13, 2012.

15. Southwestern Energy Production Company, Pad ID: FIELDS PAD 1, ABR-201202015, Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: February 28, 2012.

16. Southwestern Energy Production Company, Pad ID: PEASE, ABR-201202016, Jackson Township, Susquehanna County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: February 28, 2012.

17. Range Resources—Appalachia, LLC, Pad ID: Bobst Mtn Hunting Club 30H-33H, ABR-201202017, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: February 17, 2012.

18. Range Resources—Appalachia, LLC, Pad ID: Bobst Mtn Hunting Club 24H-29H, ABR-201202018, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 5.000 mgd; Approval Date: February 17, 2012.

19. Chesapeake Appalachia, LLC, Pad ID: Moyer, ABR-201202019, Overton Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 17, 2012.

20. Chesapeake Appalachia, LLC, Pad ID: Yadpad, ABR-201202020, Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 17, 2012.

21. Chesapeake Appalachia, LLC, Pad ID: Maple Ln Farms, ABR-201202021, Athens Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 21, 2012.

22. Chesapeake Appalachia, LLC, Pad ID: CPD, ABR-201202022, Athens Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 21, 2012.

23. Chesapeake Appalachia, LLC, Pad ID: Bumpville, ABR-201202023, Litchfield Township, Bradford County, PA; Consumptive Use of Up to 7.500 mgd; Approval Date: February 21, 2012.

24. XTO Energy Incorporated, Pad ID: Everbe Farms Unit B, ABR-201202024, Franklin Township, Lycoming County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: February 21, 2012.

25. EXCO Resources (PA), LLC, Pad ID: Dunwoody Pad, ABR-201202025, Plunketts Creek Township, Lycoming County, PA; Consumptive Use of Up to 8.000 mgd; Approval Date: February 24, 2012.

26. WPX Energy Appalachia, LLC, Pad ID: Conaty Well Pad, ABR-201202026, Silver Lake Township, Susquehanna County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: February 24, 2012.

27. EXCO Resources (PA), LLC, Pad ID: Snyder Unit No. 1, ABR-20090430.1, Franklin Township, Lycoming County, PA; Consumptive Use of Up to 8.000 mgd; Approval Date: February 27, 2012.

28. Chief Oil & Gas, LLC, Pad ID: Muzzy Drilling Pad No. 1, ABR-201202027, Ulster Township, Bradford County, PA; Consumptive Use of Up to 2.000 mgd; Approval Date: February 27, 2012.

29. Southwestern Energy Production Company, Pad ID: WATTS, ABR-201202028, New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.999 mgd; Approval Date: February 28, 2012.

30. WPX Energy Appalachia, LLC, Pad ID: Wilkes Well Pad, ABR-201202029, Silver Lake Township, Susquehanna County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: February 29, 2012.

31. SWEPI, LP, Pad ID: Kreitzer 505, ABR-201202030, Rutland Township, Tioga County, PA; Consumptive Use of Up to 4.000 mgd; Approval Date: February 29, 2012.

Authority: Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: March 29, 2012.

PAUL O. SWARTZ,
Executive Director

[Pa.B. Doc. No. 12-723. Filed for public inspection April 13, 2012, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for Project 11-0011 for lumber, doors and windows to complete a single family three-story residence. Bid documents can be obtained from Nancy Froeschle, Thaddeus Stevens College of Technology, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, froeschle@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 12-724. Filed for public inspection April 13, 2012, 9:00 a.m.]
