

NOTICES

DELAWARE RIVER BASIN COMMISSION

Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Wednesday, July 11, 2012, at the Commission's office building located at 25 State Police Drive, West Trenton, NJ. The hearing will be part of the Commission's regularly scheduled business meeting. The conference session and business meeting both are open to the public.

The morning conference session will begin at 11 a.m. and will include a presentation by representatives from the Schuylkill River Heritage Area on activities of the Schuylkill River Restoration Fund; and a resolution recognizing the valuable service of former Pennsylvania Alternate Commissioner John T. Hines.

Items for Public Hearing. The subjects of the public hearing to be held during the 1:30 p.m. business meeting on July 11, 2012, include draft dockets for the projects described as follows. Draft dockets also will be posted on the Commission's web site at www.drbc.net 10 days prior to the meeting date. Additional public records relating to the dockets may be examined at the Commission's offices. Contact William Muszynski at (609) 883-9500, Ext. 221, with any docket-related questions.

1. *Phoenixville Borough, D-1967-080 CP-3.* An application to renew the approval of an existing discharge from the 4.0 million gallons per day (mgd) Borough of Phoenixville wastewater treatment plant (WWTP). The WWTP will continue to discharge treated effluent to the Schuylkill River at River Mile 92.47—35.0 (Delaware River—Schuylkill River) by means of Outfall No. 001. The WWTP is located within the Commission's Southeastern Pennsylvania Ground Water Protected Area (GWPA) in the Borough of Phoenixville, Chester County, PA.

2. *Mount Holly Municipal Utilities Authority, D-1970-133 CP-4.* An application to renew the approval of an existing discharge from the 6.0 mgd Mount Holly MUA WWTP. The WWTP will continue to discharge treated effluent, by means of Outfall No. 1, to the North Branch Rancocas Creek, located in Water Quality Zone 2, at River Mile 111.06—8.64—4.1 (Delaware River—Rancocas Creek—North Branch Rancocas Creek) in Mount Holly Township, Burlington County, NJ.

3. *Pen Argyl Municipal Authority, D-1975-028 CP-3.* An application to renew the approval of an existing discharge from the 0.95 mgd (hydraulic design flow) Pen Argyl Municipal Authority WWTP. No modifications to the Pen Argyl Municipal Authority WWTP are proposed. The facility is located within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters. The WWTP will continue to discharge to an unnamed tributary of Waltz Creek, a tributary of Martins Creek, at River Mile 190.6—4.4—3.2—0.7 (Delaware River—Martins Creek—Waltz Creek—UNT to Waltz Creek) in the Borough of Pen Argyl, Northampton County, PA.

4. *Hatfield Township Municipal Authority, D-1985-036 CP-2.* An application to renew the approval of an existing

discharge from the 8.37 mgd Hatfield Township Municipal Authority WWTP. The WWTP will continue to discharge treated effluent to the West Branch Neshaminy Creek at River Mile 115.63—40.01—4.0 (Delaware River—Neshaminy Creek—West Branch Neshaminy Creek) by means of Outfall No. 001, within the Southeastern Pennsylvania GWPA, in Hatfield Township, Montgomery County, PA.

5. *Pennsylvania American Water Company, D-1992-064 CP-3.* An application to renew the approval of an existing discharge from the 7.0 mgd Coatesville WWTP. The project WWTP will continue to discharge treated sewage effluent to the West Branch Brandywine Creek, a tributary of the Brandywine Creek, which is a tributary of the Christina River, at River Mile 70.7—1.5—20.0—15.5 (Delaware River—Christina River—Brandywine Creek—West Branch Brandywine Creek) in the Borough of South Coatesville, Chester County, PA.

6. *Veolia Energy, D-1995-010 CP-2.* An application to renew the approval of the Tri-Gen Energy Generating Facility (TGEGF) and its subsidiary water allocation of up to 217 million gallons per month (mgm), supplied by Exelon's Schuylkill Generating Station (SGS) Intake No. 1. The water is used for cooling associated with power generation. The requested allocation is not an increase from the previous allocation. The TGEGF is located on the former PECO—Schuylkill site adjacent to the Exelon SGS and Veolia's GFCF in the City of Philadelphia, PA.

7. *Paradise Stream Resort, D-2006-020-2.* An application to renew the approval of an existing discharge from the 0.05 mgd Paradise Stream Resort WWTP. The discharge is in the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters. The WWTP will continue to discharge treated effluent to Yankee Run, a tributary of Paradise Creek, which is a tributary of the Brodhead Creek at River Mile 213—13.7—6.0—1.0 (Delaware River—Brodhead Creek—Paradise Creek—Yankee Run) in Paradise Township, Monroe County, PA.

8. *Royersford Borough, D-2006-045 CP-2.* An application to renew the approval of an existing discharge from the 1.0 mgd Royersford Borough WWTP. No modifications to the Royersford Borough WWTP are proposed. The WWTP will continue to discharge to the Schuylkill River via existing Outfall No. 001 at River Mile 92.47—41.03 (Delaware River—Schuylkill River), in Upper Providence Township, Montgomery County, PA.

9. *Laurel Pipeline Company, LP, D-2007-040-2.* An application to renew the approval of an existing discharge from the 70,000 gallons per day (gpd) Booth Station industrial wastewater treatment plant (IWTP). The IWTP treats groundwater from three remediation wells through the use of an air stripper treatment system. The IWTP will continue to discharge to the Green Creek at River Mile 82.9—8.5—2.4—2.4 (Delaware River—Chester Creek—West Branch Chester Creek—Green Creek) in Bethel Township, Delaware County, PA.

10. *Ferro Corporation, D-1968-143-2.* An application to approve a modification of the existing 2.0 mgd Ferro IWTP. The proposed modification consists of the construction and installation of an outfall pipe extension with multi-port diffuser at the end of the existing IWTP outfall. No other modifications to the IWTP facilities are proposed. The IWTP will continue to discharge to Water

Quality Zone 4 of the Delaware River at River Mile 79.0 in Logan Township, Gloucester County, NJ.

11. *Sunoco, Inc., D-1969-115-3*. An application to renew approval of the existing 10 mgd Girard Point Refinery (GPR) IWTP (Outfall No. 015) and two non-contact cooling water outfalls (Outfalls Nos. 004 and 011). The Department of Environmental Protection and the Commission have based effluent limits for each discharge at the GPR on flows of 6.22 mgd, 1.3 mgd and 1.2 mgd, respectively. The project will continue to discharge to Water Quality Zone 4 of the Delaware River at or near River Mile 92.47—2.27 (Delaware River—Schuylkill River), in the City of Philadelphia, PA.

12. *Lambertville Municipal Utilities Authority (LMUA), D-1969-150 CP-2*. An application to approve work on the existing 1.5 mgd Lambertville Municipal Utilities Authority WWTP that was performed in the years 2010 and 2011. The LMUA WWTP will continue to discharge treated effluent to the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters, at River Mile 148.4 (Delaware River) in the City of Lambertville, Hunterdon County, NJ.

13. *Warren County-Pequest River Municipal Utilities Authority (MUA), D-1971-096 CP-5*. An application for approval of upgrades to the existing 0.5 mgd Warren County MUA Oxford WWTP. Upgrades to the treatment facilities include replacing the existing conventional activated sludge treatment system with a modified lutzak process incorporating mixed media filtration. The discharge is located within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters. The WWTP will continue to discharge treated effluent to the Pequest River at River Mile 197.8—7.2 (Delaware River—Pequest River), in Oxford Township, Warren County, NJ.

14. *Deposit Village, D-1974-057 CP-3*. An application to approve an existing discharge from the 0.7 mgd Village of Deposit WWTP. The WWTP was previously approved by the Commission by means of Docket No. D-1974-057 CP-2 on December 12, 2006; however, the applicant submitted a docket renewal application after the expiration date of the docket (December 12, 2011). The applicant does not propose any modifications to the existing WWTP. The WWTP will continue to discharge to the West Branch Delaware River at River Mile 330.71—14.5 (Delaware River—West Branch Delaware River), within the drainage area of the section of the nontidal Delaware River known as the Upper Delaware, which is classified as Special Protection Waters. The facility is located in the Village of Deposit, Broome County, NY.

15. *Kent County Levy Court, D-1977-087 CP-3*. An application to approve the existing 16.3 mgd Kent County Levy Court WWTP. The WWTP treats domestic wastewater through the use of a biological nutrient removal treatment system. The WWTP was previously approved by the Commission by means of Docket No. D-1977-087 CP-2 on July 18, 2007; however, the docket holder submitted a docket renewal application after the expiration date of the docket (November 1, 2011). No modifications to the existing WWTP are proposed. The WWTP will continue to discharge to "The Gut," a tidal tributary to the Murderkill River, which is a tidal tributary of the Delaware Estuary (Water Quality Zone 6) at River Mile 23.0—6.4—0.8 (Delaware River—Murderkill River—The Gut), in Milford Township, Kent County, DE.

16. *ArcelorMittal Plate, LLC, D-1979-026-2*. An application to modify the Commission approval of the existing

ArcelorMittal Conshohocken IWTP, including updating the approval to reflect the current facility operations and annual average flow of 1.2 mgd. No modifications to the IWTP are proposed. The IWTP will continue to discharge to the Schuylkill River at River Mile 92.47—21.5 (Delaware River—Schuylkill River) in Plymouth Township, Montgomery County, PA.

17. *Grand Central Sanitary Landfill, Inc., D-1988-052-3*. An application to approve an existing discharge from the 0.1 mgd Grand Central Sanitary Landfill IWTP. The IWTP will continue to discharge treated leachate to the Little Bushkill Creek, a tributary of the Bushkill Creek, at River Mile 184.1—8.5—8.6 (Delaware River—Bushkill Creek—Little Bushkill Creek). The IWTP discharge was most recently approved by the Commission by means of Docket No. D-1988-052 CP-2 on July 30, 2005; however, the docket holder submitted a docket renewal application after the expiration date of the docket (April 30, 2009). The IWTP is located within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters, in Plainfield Township, Northampton County, PA.

18. *East Stroudsburg Borough, D-1992-072 CP-2*. An application to renew the approval of a groundwater withdrawal (GWD) and surface water withdrawal (SWWD) allocation to continue to withdraw up to 58.26 mgm of groundwater from existing Wells Nos. PW-1, PW-2, PW-3, and PW-4 and up to 62 mgm of surface water from Sambo Creek. Total water supply system allocation will remain at 77.5 mgm. The docket also approves an allocation of up to 77.5 mgm from the Michael Creek surface water diversion. All water diverted from Michael Creek is directed to the headwater of the Sambo Creek watershed to augment the supply of water available in the Sambo Creek reservoirs operated by the Borough. The allocation is requested to meet projected increases in service area demand and to provide water for emergency interconnections and bulk water sales interconnections with neighboring municipalities. The withdrawal wells are located in the Borough of East Stroudsburg in the Brodhead Creek Watershed and are completed in the Buttermilk Falls Formation and Pleistocene Sand and Gravel Aquifer. The project surface water withdrawals are located in the Michael and Sambo Creeks watersheds in Smithfield and Middle Smithfield Townships, Monroe County, PA. All withdrawals/diversions are located within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters.

19. *Delaware Water Gap Borough, D-1997-032 CP-2*. An application to renew the approval of an existing GWD of up to 11.0 mgm to supply the applicant's public water supply system from existing Wells Nos. 4, 6 and 7 in the Poxono Island and Bloomsburg Formations. The allocation is a decrease from the previous allocation of 15.5 mgm. The wells are located in the Delaware River and Cherry Creek Watersheds within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters, in Delaware Water Gap Borough, Monroe County, PA.

20. *Chalfont-New Britain Township Joint Sewage Authority, D-1999-063 CP-2*. An application to upgrade and expand the existing Chalfont-New Britain Township Joint Sewage Authority WWTP. The project includes expanding the average annual design flow from 4.0 mgd to 4.625 mgd and modifying the influent pumping, grease/grit

facility, equalizations basins and oxidation ditch treatment process. The WWTP will remain at a hydraulic design capacity of 6 mgd and continue to discharge treated domestic effluent to the Neshaminy Creek at River Mile 115.63—37.4 (Delaware River—Neshaminy Creek) in Doylestown Township, Bucks County, PA.

21. *Audubon Water Company, D-2004-004 CP-3.* An application to renew the approval of a GWD of up to 1.395 mgm to supply the applicant's public water supply system from new Well No. TP-4 and to retain the existing total system allocation of 51.45 mgm from 18 additional existing wells. The new well is located in the Stockton Formation in the Schuylkill River Watershed, within the Southeastern Pennsylvania GWPA, in Lower Providence Township, Montgomery County, PA.

22. *Thompson Town, D-1985-075 CP-2.* An application to approve an existing discharge from the 0.5 mgd Sackett Lake WWTP. The WWTP will continue to discharge treated effluent to Sackett Creek at River Mile 261.1—4.6—3.37—1.29—3.82—2.17 (Delaware River—Mongaup River—Rio Reservoir—Mongaup River—Mongaup Falls Reservoir—Sackett Creek) by means of Outfall No. 001. The discharge is in the drainage area of the section of the nontidal Delaware River known as the Upper Delaware, which is classified as Special Protection Waters, in the Town of Thompson, Sullivan County, NY.

23. *Tennessee Gas Pipeline Company, LLC, D-2011-022-1.* An application to approve an SWWD to supply a temporary withdrawal of up to 5.946 mg of water for the applicant's natural gas transmission pipeline upgrade project from two sources located on the Lackawaxen and Delaware Rivers. The allocation is requested to conduct horizontal directional drilling and hydrostatic testing associated with the pipeline upgrade. The project also approves the discharge of hydrostatic testing water in three locations to the land surface after completion of hydrostatic testing. The project is located in Berlin, TX and Palmyra Townships in Wayne County, PA, Westfall and Milford Townships in Pike County, PA and Montague Township in Sussex County, NJ. Portions of the project are located within the drainage area of sections of the nontidal Delaware River known as the Upper and Middle Delaware, which are classified as Special Protection Waters.

24. *Reading Alloys, Inc., D-2011-023-1.* An application to approve an existing GWD and SWWD project to supply up to 0.57 mgm of groundwater to the applicant's manufacturing plant from existing Wells Nos. 3 and 4 and 14.5 mgm of surface water from existing Intake No. 1, for potable water and industrial cooling purposes, respectively. Intake No. 1 withdraws water from an on-site pond. The project is located in the Spring Creek Watershed in Heidelberg and South Heidelberg Townships, Berks County, PA.

25. *Thompson Town, D-2011-025 CP-1.* An application to approve an existing discharge from the 0.038 mgd Melody Lakes WWTP. The WWTP will continue to discharge to Turner Brook at River Mile 253.64—14.52—7.05—2.27 (Delaware River—Neversink River—Bush Kill—Turner Brook) by means of Outfall No. 001. The WWTP is located within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters, in the Town of Thompson, Sullivan County, NY.

26. *Lower Bucks County Joint Municipal Authority, D-2012-001 CP-1.* An application to approve the discharge of up to 0.7 mgd of filter backwash from the existing Lower Bucks County Joint Municipal Authority Water

Filtration Plant (WFP). The WFP will continue to discharge treated effluent to Water Quality Zone 2 of the tidal Delaware River at River Mile 122.3 (Delaware River) by means of Outfall No. 003, in Tullytown Borough, Bucks County, PA.

27. *PECO Energy, D-2012-015-1.* An application to approve the withdrawal and discharge of up to 0.288 mgd (8.928 mgm) of groundwater and occasional stormwater captured by dewatering operations during the remediation of subsurface soils at the former PECO Energy Norristown Manufactured Gas Plant (MGP) site. Water captured during the excavation and removal of MGP impacted soils will be treated with a temporary onsite water treatment system and discharged to either the Norristown Municipal Waste Authority WWTP or the Schuylkill River at River Mile 92.47—23.5 (Delaware River—Schuylkill River). The project is located within the Southeastern PA GWPA in Norristown Borough, Montgomery County, PA.

Other Agenda Items. In addition to the hearings on draft dockets, during the 1:30 p.m. business meeting the Commissioners will consider a resolution authorizing the Executive Director to renew an agreement with the Academy of Natural Sciences of Drexel University for the analysis of ambient water and wastewater samples from the nontidal Delaware River. The agenda also includes the standard business meeting items: adoption of the Minutes of the Commission's May 10, 2012, business meeting announcements of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; and a public dialogue session.

Opportunities to Comment. Individuals who wish to comment for the record on a hearing item or to address the Commissioners informally during the public dialogue portion of the meeting are asked to sign up in advance by contacting Paula Schmitt of the Commission staff, at paula.schmitt@drbc.state.nj.us or (609) 883-9500, Ext. 224. Written comment on items scheduled for hearing may be submitted in advance of the meeting date to Commission Secretary, P. O. Box 7360, 25 State Police Drive, West Trenton, NJ 08628, fax to Commission Secretary, DRBC at (609) 883-9522 or paula.schmitt@drbc.state.nj.us. Written comment on dockets should also be furnished directly to the Project Review Section at the previous address or fax number or william.muszynski@drbc.state.nj.us.

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

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

PAMELA M. BUSH, Esq.,
Secretary

[Pa.B. Doc. No. 12-1201. Filed for public inspection June 29, 2012, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending June 12, 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

Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
6-7-2012	<i>From:</i> First Citizens National Bank Mansfield Tioga County <i>To:</i> First Citizens Community Bank Mansfield Tioga County	Approved
Application for approval to convert from a National banking association to a Pennsylvania State-chartered bank and trust company.		

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

Branch Applications

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-30-2012	Incol Credit Union Old Forge Lackawanna County	<i>To:</i> 584 Wyoming Avenue Kingston Luzerne County <i>From:</i> 480 Pierce Street Kingston Luzerne County	Effective
6-12-2012	Belco Community Credit Union Harrisburg Dauphin County	<i>To:</i> Paxton Street and 40th Street Harrisburg Dauphin County <i>From:</i> 403 North Second Street Harrisburg Dauphin County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-12-2012	Belco Community Credit Union Dauphin County Harrisburg	354 North Prince Street Lancaster Lancaster County	Filed
6-12-2012	Belco Community Credit Union Harrisburg Dauphin County	Brady Hall-HBG Hospital Harrisburg Dauphin County	Filed

Change of Principal Place of Business

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Address</i>	<i>Action</i>
6-5-2012	UTI Employees Credit Union Collegeville Montgomery County	<i>To:</i> 373 East Main Street Collegeville Montgomery County	Filed

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Address</i>	<i>Action</i>
		From: 200 West 7th Avenue Collegeville Montgomery County	

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. 12-1202. Filed for public inspection June 29, 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>
PA0062910 (Sewage)	Bowmanstown Borough WWTP Lincoln Avenue Bowmanstown, PA 18030	Carbon County Bowmanstown Borough	Lehigh River (02-B)	Y
PA0063461 (Sewage)	Mehoopany Township WWTP Bridge Road Mehoopany, PA 18629	Wyoming County Mehoopany Township	Little Mehoopany Creek (4-G)	Y

Southcentral Region: Clean Water 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>
PA0083046— GWCU	Easco Hand Tools, Inc.— Cadmus Journal Systems 10 Appletree Circle Wrightsville, PA 17368	Lancaster County / West Hempfield Township	UNT West Branch Little Conestoga Creek / J	Y
PA0082538 — IW	Altoona Water Authority 900 Chestnut Avenue Altoona, PA 16602	Blair County / Logan Township	Burgoon Run / 11-A	Y
PA0029297 (Sew)	South Mountain Restoration Center 10058 South Mountain Road South Mountain, PA 17261	Franklin County / Quincy Township	Rocky Mountain Creek / 13-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0110761 (Industrial Waste)	Shamokin Dam Borough Water System Helen Street Shamokin Dam, PA 17876-0273	Snyder County Shamokin Dam Borough	Fiss Run (6-A)	Y
PA0228486 (Sewage)	Ditty Residence SFTF 11120 Renovo Road North Bend, PA 17760	Clinton County Chapman Township	Unnamed Tributary to West Branch Susquehanna River (9-B)	Y
PA0209074 (Sewage)	Hidden Valley MHP Off New Road & Northway Road Linden, PA 17744-9005	Lycoming County Woodward Township	Unnamed Tributary to Quenshukeny Run (10-A)	Y

Northwest Regional Office: Clean Water 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 No.)</i>	<i>EPA Waived Y/N?</i>
PA0222151 (Industrial Waste)	American Refinery Group Bradford 77 North Kendall Avenue Bradford, PA 16701-1726	McKean County Bradford City	Tunungwant Creek (16-C)	Y

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

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

PA0030228, Sewage, SIC Code 4952, **East Brandywine Township Chester County**, 1214 Horseshoe Pike, Downingtown, PA 19355. Facility Name: Keats Glen STP (Delaware County Community College STP). This existing facility is located in East Brandywine Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to 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 0.0181 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly Report	Weekly Average Report	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.4	XXX	0.9
CBOD ₅						
May 1 - Oct 31	1.06	1.5	XXX	7.0	10	14
Nov 1 - Apr 30	2.12	3.0	XXX	14	20	28
Total Suspended Solids	3.0	4.5	XXX	20	30	40
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1000
Total Nitrogen	3.77	XXX	XXX	25	50	62.5
					Daily Max	
Ammonia-Nitrogen						
May 1 - Oct 31	0.15	XXX	XXX	1.0	XXX	2.0
Ammonia-Nitrogen						
Nov 1 - Apr 30	0.45	XXX	XXX	3.0	XXX	6.0
Total Phosphorus	0.30	XXX	XXX	2.0	XXX	4.0

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

- Operator Notification
- Average Weekly Definition
- Remedial Measures if Public Nuisance
- No Stormwater
- Necessary Property Rights
- Change in Ownership
- Chlorine Minimization
- Proper Sludge Disposal
- TMDL/WLA Analysis
- Operator Certification
- I-Max Limits
- 2/Month Sampling
- Laboratory Certification

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

The EPA Waiver is in effect.

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

PA0065374, Pesticides, SIC Code 0782, **Pennsylvania American Water**, 100 North Pennsylvania Avenue, Wilkes-Barre, PA 18701-1397.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge associated with the application of pesticides in Nesbitt Reservoir, Spring Brook Township, **Luzerne County**.

The receiving stream(s), Spring Brook, is located in State Water Plan watershed 5-A and is classified for High Quality-Cold Water Fishes, aquatic life, water supply and recreation. Applicators are required to follow product labeling instructions of pesticides, which may include provisions to reduce application doses and notify public water suppliers in the event applications are conducted near public water supply intakes. The discharges associated with the pesticide applications are not expected to affect public water supplies.

PA DEP has made a tentative determination to issue the NPDES permit subject to the terms and conditions of the permit. An anti-degradation analysis has been completed to document that pesticide application activities in High Quality (HQ) waters will be conducted in a manner that minimizes adverse environmental effects. The proposed permit contains conditions that require implementation of Pest Management Measures, Recordkeeping and Annual Reporting Requirements, Corrective Action Documentation and Reporting, and a Pesticides Discharge Management Plan.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472. You may submit written comments on the application and draft permit within 30 days to the address above. After the 30-day comment period, PA DEP will make a final determination on the issuance of the permit.

The EPA waiver is not in effect.

NPDES Permit No. PA0060283, Sewage, **Penn Estates Utilities Inc.**, 503 Hallet Road, East Stroudsburg, PA 18301-9556, Stroud Township, **Monroe County**.

The following notice reflects changes to the notice published in the April 14, 2012 edition of the *Pennsylvania Bulletin*:

New Special Condition: Compliance Schedule for Total Phosphorus limit. Monitoring required prior to limit effective date of 19 months after Permit Effective Date (Part A.I.A.2).

PA0065382, Pesticides, SIC Code 4941, **PA American Water**, 100 Pennsylvania Avenue, Wilkes-Barre, PA 18701.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge associated with the application of pesticides in Ceasetown Reservoir, Jackson Township, **Luzerne County**.

The receiving stream, Pikes Creek, is located in State Water Plan watershed 5-B and is classified for aquatic life, water supply and recreation. Applicators are required to follow product labeling instructions of pesticides, which may include provisions to reduce application doses and notify public water suppliers in the event applications are conducted near public water supply intakes. The discharges associated with the pesticide applications are not expected to affect public water supplies.

PA DEP has made a tentative determination to issue the NPDES permit subject to the terms and conditions of the permit. An anti-degradation analysis has been completed to document that pesticide application activities in High Quality (HQ) or Exceptional Value (EV) waters will be conducted in a manner that minimizes adverse environmental effects. The proposed permit contains conditions that require implementation of Pest Management Measures, Recordkeeping and Annual Reporting Requirements, Corrective Action Documentation and Reporting, and a Pesticides Discharge Management Plan.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472. You may submit written comments on the application and draft permit within 30 days to the address above. After the 30-day comment period, PA DEP will make a final determination on the issuance of the permit.

The EPA waiver is not in effect.

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

PA0009288, SIC Code 8211, **Milton Hershey School**, 1201 Homestead Lane, Hershey, PA 17033-8818. Facility Name: Milton Hershey School STP. This existing facility is located in Derry Township, **Dauphin County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of non-contact cooling water.

The receiving stream(s), Unnamed Tributary to Spring Creek, is located in State Water Plan watershed 7-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1 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
Temperature (°F)						
Mar 1-31	XXX	XXX	XXX	XXX	59	XXX
Apr 1 - Oct 31	XXX	XXX	XXX	XXX	Report	XXX
Nov 1-30	XXX	XXX	XXX	XXX	63	XXX
Dec 1 - Feb 28	XXX	XXX	XXX	XXX	45	XXX

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

The EPA Waiver is in effect.

PA0261866, SIC Code 4952, **Mcgee, Kevin & Mariola**, P O Box 596, Birdsboro, PA 19508. Facility Name: Mcgee Residence. This proposed facility is located in Amity Township, **Berks County**.

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

The receiving stream(s), Unnamed Tributary of Monocacy Creek, is located in State Water Plan watershed 3-D and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 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
CBOD ₅	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1000
				Geo Mean		

In addition, the permit contains the following conditions:

- Semi-annual cleaning of Ultraviolet Light used for disinfection, at a minimum
- To include written proof that the septic tank was pumped out with the permit renewal application
- To submit an Annual Maintenance Report by June 30 of each year
- To submit proof of peat replacement in the peat filter.

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.

PAS803506, Storm Water, SIC Code 4213, 4231, **Daily Express Inc.**, 1072 Harrisburg Pike, Carlisle, PA 17013. Facility Name: Daily Express Whse. This proposed facility is located in Middlesex Township, **Cumberland County**.

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of Storm Water, which replaces NPDES Permit No. PAR803510.

The receiving stream(s), Letort Spring Run, is located in State Water Plan watershed 7-B and is classified for Cold Water Fishes (designated use) and Migratory Fishes, aquatic life, water supply and recreation; and High Quality—Cold Water Fishes (existing use). The discharge is not expected to affect public water supplies.

The proposed parameter list for Outfall 001:

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

*The permittee may conduct an annual inspection using the Annual Inspection Form (3800-PM-WSWM0083v) in lieu of annual monitoring for the parameters listed above.

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

The EPA Waiver is in effect.

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

PA0009024 A-1, SIC Code 3339, **Global Tungsten & Powders Corp.**, Hawes Street, Towanda, PA 18848. Facility Name: Global Tungsten & Powders Corp. This existing facility is located in North Towanda Township, **Bradford County**.

Description of Existing Activity: The application is to amend the NPDES permit to include IMP 101 for a new industrial waste stream.

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 4-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a long-term average flow of 0.902 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
Total Suspended Solids	287	586	XXX	Report	Report	99
Total Dissolved Solids	119157	135790	XXX	Report	Report	XXX
	Annl Avg					
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Ammonia-Nitrogen	1363	3097	XXX	Report	Report	469
Total Arsenic	5.7	14.3	XXX	Report	Report	2.5
Total Cadmium	0.72	1.1	XXX	0.10	0.15	0.25
Total Cobalt	12.5	28.4	XXX	Report	Report	4.3
Total Copper	5.0	13.2	XXX	Report	Report	2.2
Fluoride	183	332	XXX	Report	Report	63
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Lead	1.1	2.7	XXX	Report	Report	0.38
Total Molybdenum	228	456	XXX	Report	Report	79
Total Nickel	15.9	35.8	XXX	Report	Report	5.5
Total Selenium	2.2	5.5	XXX	Report	Report	0.8
Total Tantalum	3.4	3.4	XXX	Report	Report	1.2
Total Tungsten	463	1041	XXX	Report	Report	161
Total Zinc	4.4	11.3	XXX	Report	Report	1.9

The proposed effluent limits for IMP 101 are:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	Report	Report	XXX	31.0	60.0	77.5
Oil and Grease	Report	Report	XXX	50.2	205	255
Total Antimony	Report	Report	XXX	0.206	0.249	0.515
Total Arsenic	Report	Report	XXX	0.104	0.162	0.260
Total Cadmium	Report	Report	XXX	0.0962	0.474	0.592
Total Chromium	Report	Report	XXX	3.07	15.5	19.3
Total Cobalt	Report	Report	XXX	0.124	0.192	0.310
Total Copper	Report	Report	XXX	1.06	4.14	5.17
Total Cyanide	Report	Report	XXX	178	500	625
Total Lead	Report	Report	XXX	0.283	1.32	1.65
Total Mercury (µg/L)	Report	Report	XXX	0.739	2.34	5.85
Total Nickel	Report	Report	XXX	1.45	3.95	4.93
Total Silver	Report	Report	XXX	0.0351	0.120	0.150
Total Tin	Report	Report	XXX	0.120	0.409	1.022
Total Titanium	Report	Report	XXX	0.0618	0.0947	0.1545
Total Vanadium	Report	Report	XXX	0.0662	0.218	0.272
Total Zinc	Report	Report	XXX	0.641	2.87	3.58

The proposed effluent limits for Outfall 002 are:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Ammonia-Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Total Copper	XXX	Report	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Molybdenum	XXX	Report	XXX	XXX	Report	XXX
Total Nickel	XXX	Report	XXX	XXX	Report	XXX
Total Zinc	XXX	Report	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Ammonia-Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Total Copper	XXX	Report	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Molybdenum	XXX	Report	XXX	XXX	Report	XXX
Total Nickel	XXX	Report	XXX	XXX	Report	XXX
Total Zinc	XXX	Report	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are:

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Ammonia-Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Total Copper	XXX	Report	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Molybdenum	XXX	Report	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Nickel	XXX	Report	XXX	XXX	Report	XXX
Total Zinc	XXX	Report	XXX	XXX	Report	XXX

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

<i>Parameters</i>	<i>Mass (lbs)</i>			<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
(Final)	Report	600515			
Net Total Phosphorus (Interim)	Report	Report			
(Final)	Report	1577			

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 002.

<i>Parameters</i>	<i>Mass (lbs)</i>			<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 003.

<i>Parameters</i>	<i>Mass (lbs)</i>			<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 004.

<i>Parameters</i>	<i>Mass (lbs)</i>			<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	

- This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

- The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2012. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2013. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2012.

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

The EPA Waiver is not in effect.

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

PA0004472, SIC Code 3312, **US Steel Corp**, 400 State Street, Clairton, PA 15025-1855. Facility Name: US Steel Clairton Plant. This existing facility is located in Clairton City, **Allegheny County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing Cokemaking facility. US Steel's Clairton Plant is currently comprised of nine active coke batteries, coal handling facilities, byproduct recovery facilities, utility operations and a large, industrial wastewater treatment system. Discharges from the facility include industrial waste, non-contact cooling water, steam condensate, and storm water run-off.

The receiving stream (Monongahela River) is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The additional proposed effluent limits for Outfall 183 are based on a design flow of 2.57 MGD. In the event that US Steel applies for and receives variance under the provisions of 301(g) of the Clean Water Act the limitations for ammonia nitrogen and phenols in the table below may apply. One additional set of Proposed Modified Effluent limitations (PMELs) were published in the June 23, 2012, issue of the *Pennsylvania Bulletin*. US Steel has informed the Department that, in addition to the PMELs for ammonia nitrogen and phenols published on June 23, 2012, that it intends to submit a request for a variance from the ammonia nitrogen and phenols effluent limitations pursuant to 301(g) of the Clean Water Act that are different from the PMELs published June 23, 2012. The Department is providing the public with the opportunity to comment on (i) the BAT effluent limitations, (ii) two separate sets of PMELs, one set listed in the June 23, 2012 public notice and one set listed in the table below, and (iii) the effect of granting or denying a potential 301(g) variance request. In accordance with the requirements of 92a.82(a), the Department hereby extends the 30 day public comment period of the June 23, 2012 public notice by an additional 7 day period. The period for comment for the June 23, 2012 public notice will conclude at the end of business, July 30, 2012.

Parameters	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Daily Maximum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Min	XXX	9
Total Suspended Solids	4585	8921	29.71	72.81	XXX
Oil and Grease	404.7	1174	7.76	14.34	XXX
Ammonia-Nitrogen	543	1841	25	85	XXX
Total Cyanide	90.50	129.0	4.41	6.30	XXX
Benzo(a)Pyrene	0.273	0.466	.01297	.02325	XXX
Naphthalene	0.273	0.482	.01307	0.02344	XXX
Total Phenolics	1.07	2.13	0.05	0.1	XXX

A typographical error in the effluent limitations for outfall 085 has been corrected. The interim and final effluent limitations for TSS are as follows:

The proposed effluent limits for Outfall 085 are for a stormwater influenced outfall, the design flow is not applicable.

Parameters	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Daily Maximum	Average Monthly	Daily Maximum	Instant. Maximum
Total Suspended Solids (Interim)	XXX	XXX	Report	XXX	XXX
(Final)	XXX	XXX	30	XXX	60

The proposed effluent limits for Outfall 091 have been corrected and are for stormwater only, in the Peters Creek Lagoon area. The design flow is not applicable.

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
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	75
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30
Benzene	XXX	XXX	XXX	XXX	XXX	0.01
Naphthalene	XXX	XXX	XXX	XXX	XXX	0.75

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

The EPA Waiver is not in effect.

PA0205681, Sewage, **Somerset Township Municipal Authority**, PO Box 247, Somerset, PA 15510. Facility Name: SCI Somerset. This existing facility is located in Black Township, **Somerset County**.

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

The receiving stream(s), Laurel Run, is located in State Water Plan watershed 19-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.34 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.01	XXX	0.03
CBOD ₅	35.0	52.5	XXX	10	15	20
Total Suspended Solids	35.0	52.5	XXX	10	15	20
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	6.6	10.1	XXX	1.9	2.9	3.8
Nov 1 - Apr 30	9.8	14.7	XXX	2.8	4.2	5.6

The EPA Waiver is in effect.

PA0218715, Sewage, **Chris Arco**, 2033 State Route 66, Ford City, PA 16226. Facility Name: Garda's Restaurant STP. This existing facility is located in Manor Township, **Armstrong County**.

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

The receiving stream, Crooked Creek, is located in State Water Plan watershed 17-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0021 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	0.0021	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.4	XXX	3.3
CBOD ₅	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
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

The EPA Waiver is in effect.

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

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

WQM Permit No. 2112202, Industrial Waste, **Norfolk Southern Corporation**, 1200 Peachtree Street, NE, Box 13—Environmental Protection, Atlanta, GA 30309.

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

Description of Proposed Action/Activity: Proposed facility consisting of a new 1 million gallon above ground equalization tank operating in tandem with a new 4,000 gallon per minute side stream pumping station.

WQM Permit No. 5012201, CAFO, **MW Smith Farms**, 851 Meadow Grove Road Newport, PA 17074.

This proposed facility is located in Buffalo Township, **Perry County**.

Description of Proposed Action/Activity: Seeking approval for the construction of a 106' diameter by 12' deep concrete manure storage structure.

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

WQM Permit No. 3212201, Industrial Waste, **EME Homer City Generation, LP**, 1750 Power Plant Road, Homer City, PA 15748-8009

This proposed facility is located in Center & Blacklick Townships, **Indiana County**

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

WQM Permit No. 6312404, Sewerage, **Mon Valley Sewage Authority**, 20 South Washington Avenue, Donora, PA 15033

This proposed facility is located in Donora Borough, **Washington County** and City of Monessen, **Westmoreland County**

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

WQM Permit No. 0209405-A1, Sewerage, **Neville Township**, 5050 Grand Avenue, Pittsburgh, PA 15225-1326

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

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

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>
PAI01231205	US Army Corps of Engineers Louisville District CELRL 600 Dr. Martin King Jr. Place Louisville, KY 40202	Delaware	Edgmont Township	Ridley Creek (HQ-TSF)

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

Northampton County Conservation District: 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064, 610-746-1971.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024806002R	Ean Sussick Ean Sussick & Sons Construction, Inc. 3034 E. Walker Road Bath, PA 18014	Northampton	Plainfield Twp.	Little Bushkill Creek, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10Q071-2R-3	Brad Nesland Dorney Park & Wildwater Kingdom 3830 Dorney Park Rd. Allentown, PA 18104	Lehigh	South Whitehall Twp.	Cedar Creek, HQ-CWF, MF

Monroe County Conservation District: 8050 Running Valley road, Stroudsburg, PA 18360, 570-629-3060.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506030R	Monroe Pike Land, LLC 815 Seven Bridge Rd. East Stroudsburg, PA 18301	Monroe	Stroud Twp. and Pocono Twp.	UNT Brodhead Creek, HQ-CWF, MF

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033612006	Scott Kreider S & A Kreider & Sons 761 Spring Valley Road Quarryville, PA 17566	Lancaster	East Drumore Township	Jackson Run/HQ-CWF

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

Northumberland County Conservation District: RR 3, Box 238-C, Sunbury, PA 17801, (570) 286-7114, X 4

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI044912001	Aqua PA Inc 204 E Sunbury St Shamokin PA 17872	Northumberland	Coal & Mount Carmel Townships	Trout Run CWF, MF S B Roaring Creek HQ-CWF, MF

Potter County Conservation District: 107 Market Street, Coudersport, PA 16915 (814) 274-8411, X 4

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI045312002	James Hoopes 1820 Fox Hill Rd Ulysses PA 16948	Potter	Ulysses Township	Pine Creek HQ-CWF

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

PAG-12 CAFOs

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (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.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET—APPLICATIONS

Agricultural Operation Name and Address	County	Total Acres	Animal Equivalent Units	Animal Type	Special Protection Waters (HQ or EV or NA)	Renewal/ New
Evergreen Farms Inc. Andy Harpster 3102 Evergreen Lane Spruce Creek, PA 16683	Huntingdon	4314.2 acres for manure application	6849.08 AEU's 1.59 AEU's/ac	Dairy	HQ	New
Meadow Moo Farm Paul Katzmaier 251 Katzmaier Road Montoursville, PA 17754	Lycoming	151.5	375.25	Dairy	NA	Renewal-NMP Amendment

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: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 0912515. Public Water Supply

Applicant	Aqua Pennsylvania, Inc.
Borough	Bristol
County	Bucks
Responsible Official	Marc A. Lucca 762 West Lancaster Avenue Bryn Mawr, PA 19010
Type of Facility	PWS
Consulting Engineer	CET Engineering Services 1240 N. Mountain Road Harrisburg, PA 17112
Application Received Date	May 31, 2012

Description of Action	The proposed project consists of major improvements to the Bristol Water Treatment Plant consisting of pump replacements, a new filter, replacement of booster pump station, and addition of baffles in tanks 1 and 2. These improvements will allow the plant to operate at 11 MGD.
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Permit No. 4612507. Public Water Supply

Applicant	Schwenksville Borough Authority
Borough	Schwenksville
County	Montgomery
Responsible Official	Michael Sullivan Executive Director P. O. Box 458 298 Main Street Schwenksville, PA 19473
Type of Facility	PWS
Consulting Engineer	Frederick E. Ebert, P.E. 4092 Skippack Pike Suite-200 Skippack, PA 19474
Application Received Date	April 3, 2012

Description of Action	Installation of additional piping to increase chlorine contact time.
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Permit No. 4612512. Public Water Supply

Applicant	North Wales Water Authority
Borough	North Wales
County	Chalfont Borough New Britain Township Warrington Township
Responsible Official	Robert C. Bender
Executive Director	North Wales Water Authority 200 West Walnut Street P. O. Box 1339 North Wales, PA 19445-0339
Type of Facility	PWS
Consulting Engineer	Allen B. Mason, P.E. Carroll Engineering Corporation 949 Easton Road Warrington, PA 18976
Application Received Date	June 18, 2012

Description of Action	Installation of a new water transmission line for approximately 53,000 feet from Forest Park Water Treatment Plant to serve an interconnection with Bucks County Water & Sewer Authority.
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Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

Application No. 1312502, Public Water Supply.

Applicant	Nesquehoning Borough Authority
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[Township or Borough] Nesquehoning Borough
Carbon County

Responsible Official David Hawk, Chairman
114 W. Catawissa Street
Nesquehoning, PA. 18240

Type of Facility Public Water Supply

Consulting Engineer Alfred Benesch & Company
Mr. Daniel Cook, PE
400 One Norwegian Plaza
Pottsville, PA. 17901

Application Received Date June 11, 2011

Description of Action This project provides for the construction and installation of a new 0.35 MG storage tank and a pump station consisting of (2) 550 gpm pumps and a 100 gpm booster pump.

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

Application No. 3612514, Minor Amendment, Public Water Supply.

Applicant **Turkey Hill, LP**

Municipality Pequea Township

County **Lancaster**

Responsible Official Jerry Book, Facilities Manager
257 Centerville Road
Lancaster, PA 17603

Type of Facility Public Water Supply

Consulting Engineer James P Cinelli, P.E.
Liberty Environmental, Inc.
50 North Street
Reading, PA 19601

Application Received: 6/4/2012

Description of Action Installation of an anion exchange nitrate treatment system for Store No. 76.

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

Permit No. 0212517, Public Water Supply.

Applicant **Municipal Authority of the Borough of West View**
210 Perry Highway
Pittsburgh, PA 15229

[Township or Borough] Neville Township

Responsible Official Joseph Dinkel, Executive Director of Operations
Municipal Authority of the Borough of West View
210 Perry Highway
Pittsburgh, PA 15229

Type of Facility Water system

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

Application Received Date June 6, 2012

Description of Action Replacement of an ultraviolet disinfection unit at the Joseph A. Berkley Water Treatment Plant.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 3512505MA

Applicant **Pennsylvania-American Water**

[Township or Borough] Roaring Brook Township
Lackawanna County

Responsible Official David R. Kaufman, VP
Pennsylvania-American Water Co.
800 West Hersheypark Drive
Hershey, PA 17033

Type of Facility Community Water System

Consulting Engineer Scott M. Thomas, PE
Pennsylvania-American Water Co.
852 Wesley Drive
Mechanicsburg, PA 17055
717-691-2120

Application Received Date June 14, 2012

Description of Action Application for repainting the two (2) 2,500,000 gallon finished water storage tanks.

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

Application No. 6312502MA, Minor Amendment.

Applicant **Authority of the Borough of Charleroi**
3 McKean Avenue
Charleroi, PA 15022

[Township or Borough] Donora

Responsible Official Edward Golanka, Manager
Authority of the Borough of Charleroi
3 McKean Avenue
Charleroi, PA 15022

Type of Facility Water system

Consulting Engineer Chester Engineers, Inc.
1555 Coraopolis Heights Road
Moon Township, PA 15108

Application Received Date June 4, 2012

Description of Action Repair and painting of the two Donora water storage tanks.

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth

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

WA56-1008, Water Allocations. **Jefferson Township Water & Sewer Authority**, 786 Mountain View Road, Somerset, PA 15501, **Somerset County**. The applicant is requesting the right to purchase 200,000 gpd of water from the Somerset County General Authority.

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:

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

Far Away Farms Country Corner, Wallace Township, **Chester County**. Alexander Ulmer, Barry Isett & Associates, Inc., 85 South Route 100, Allentown, PA 18106 on behalf of George Ley, Far Away Farms Country Corner, LLP, 130 Devereux Road, Glenmore, PA 19343 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of naphthalene and ethylbenzene. The future use of the site will remain the same. A summary of the Notice of Intent to remediate was to have been published in the *Community Courier—Downingtown, Exton Edition* on April 25, 2012.

Nessa Property, Upper Makefield Township, **Bucks County**. Mark Fortan, DelVal Soil & Environmental Consultants, Sky/Run II, Suite A1, 4050 Skyron Drive, Doylestown, PA 18902 on behalf of Mary Julia Wilson Nessa, 66 Street Road, New Hope, PA 18938 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of heating oil. The intended future use of the property is to remain as a single family residential dwelling/property.

Cohrae Site, Lower Pottsgrove Township, **County**. Justin Lineman, Lewis Environmental, Inc. PO Box 639, 155 Railroad, Plaza, Royersford, PA 19468 on behalf of Janet Cohrae, 3000 East High Street, Lot 101, Sanatoga, PA 19464 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 heating oil. The future use of the site will remain the same. A Notice of the Intent to Remediate was to have been published in the *Mercury* on May 3, 2012.

Gasoline Station, Taco Bell Restaurant Blockbuster Property, Radnor Township, **Delaware County**. Grover Emrich, PH.D, and Val F. Britton, P.G., Emrich & Associates and Val F. Britton, P.G., 449 Sharon Drive, Wayne, PA 19087 on behalf of Paul Mastropieri, 137 St. Andrews Drive, Egg Harbor Twp, NJ 08234 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of chlorinated solvents. The future use of the site will remain the same. A Notice of the Intent to Remediate was to have been published in the *Main Line Times* on April 126, 2012.

1636 & 1646 2nd Street Pike, Northampton Township, **Bucks County**. William F. Schmidt, Pennoni Associates, Inc. 3001 Market Street, Philadelphia, PA 19104 on behalf of Susan Peck, Esq, Sovereign Bank, N.A. has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of heating oil. The future use of the site will remain the same. A Notice of Intent to Remediate was to have been published in the *Courier Times* on April 27, 2012.

Chapel Steel, Borough of Pottstown, **Montgomery County**. Matt Martelli, RT Environmental Services, Inc., 215 Wet Church Road, King of Prussia, Patrick Jones, Chapel Steel, 590 MN. Bethlehem Pike, Pottstown, PA 19464 on behalf of Jay Bown, Pottstown Industrial Complex, L.P., N. Maple Street & Butler Pike, P. O. Box 128, Ambler, PA 19002 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of diesel fuel. The future use of the site will

remain the same. A Notice of Intent to Remediate was to have been published in the *Mercury* on April 11, 2012.

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

Global Companies-Macungie Terminal (Pipeline Petroleum), Tank Farm and Shippers Road, Lower Macungie and Upper Milford Townships, **Lehigh County**. John Grellis, Grellis Environmental Services, LLC, 7 Cedar Lane, East Windsor, NJ 08520 has submitted a Notice of Intent to Remediate on behalf of his client, Global Companies, LLC, Watermill Center, 800 South Street, P. O. Box 9161, Waltham, MA 02454-9161, concerning the remediation of soil found to have been impacted by unleaded gasoline as a result of a discharge from the underground supply piping located outside the containment area at this petroleum storage and distribution terminal. The applicant proposes to remediate the site to meet the Site-Specific Standard for soil. The facility has been continuously operated as a petroleum storage and distribution facility since approximately 1953, and it is intended to be operated as such for the foreseeable future. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

RESIDUAL WASTE GENERAL PERMITS

Permit(s) 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 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 17105-8472.

General Permit No. WMGR134. EME Homer City Generation, L.P., 1750 Power Plant Road, Homer City, PA 15748. The permit is for beneficial use of synthetic gypsum when mixed with coal ash to enhance compaction of fine coal refuse at a coal refuse disposal site. The permit was issued by Central Office on June 14, 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.

REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

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

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

General Permit Registration No. WMGR123NC012. Seneca Resources Corporation, West Hill Road, Covington, PA 16915. Registration to operate under General Permit No. WMGR123 for storage and reuse of gas

well frac water and production water. The registration was approved by NorthCentral Regional Office on June 13, 2012.

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

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application Received Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit Application No. 101680. Waste Management Disposal Services of Pennsylvania, Inc., 1000 New Ford Mill Road, Morrisville PA 19067. This minor permit modification application seeks approval for installing a temporary cap system as an operational feature to minimize the production of leachate and minimize nuisance issues prior to the installation of the permanent final cover system at the GROWS North Landfill, a municipal waste landfill located in Falls Township, **Bucks County**. The application was received by Southeast Regional Office on June 8, 2012.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

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

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operat-

ing 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.

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

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

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

46-0024F: McNeil Consumer Healthcare (7050 Camp Hill Road, Fort Washington, PA 19034) for installation of a new tablet coating pan and associated dust collector, reactivation of the Glatt 15 Fluid Bed Processor (Source ID 139), and reconfiguration of existing dust collectors at the existing pharmaceutical facility located in Whitemarsh Township, **Montgomery County, PA.** The Fort Washington facility has the potential to exceed the Philadelphia Consolidated Metropolitan Statistical Area minor source thresholds for each Nitrogen Oxide (NO_x), and Volatile Organic Compound (VOC), and Particulate Matter (PM) emissions. The facility restricts VOCs and NO_x to less than 25 tons per year each, and PM to less than 100; therefore the plant is categorized as a Synthetic Minor Facility. The projected increase in total facility wide PM emissions is well below 1.0 tpy, the projected increase in total facility wide VOC emissions is 4.85 tpy, the projected increase in total facility wide Hazardous Air Pollutant (HAP) emissions is 1.55 tpy; however, the facility will remain a synthetic minor with this project. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

23-0009H: The Boeing Co.—Defense, Space & Security Rotorcraft Programs—Philadelphia (PO Box 16858, Philadelphia, PA 19142) for reconstruction of two (2) aerospace paint booths in Bldg 3-80 at their Boeing aircraft production plant in Ridley Township, **Delaware County.** This facility is a major facility. Emissions of volatile organic compounds (VOC) including organic hazardous air pollutants (HAP) will be controlled by use of compliant coatings, pursuant to 40 CFR Part 63 Subpart GG and 25 Pa. Code § 129.73. Emissions of particulate matter (PM₁₀/PM_{2.5}) including inorganic HAP from paint overspray will be controlled by dry filter systems, certified 40 CFR 63.745(g)(2)(ii)(A) compliant. Concomitantly, Boeing has requested approval for combined emissions limits for the two reconstructed paint booths and a third, existing aerospace paint booth in Building 3-80, to allow

tracking of emissions through a single mix room and its computerized data system. The combined emission limit for all three paint booths in Bldg 3-80 will be: 17.2 tons/yr VOC, 0.12 tons/yr PM₁₀/PM_{2.5} and 6.86 tons/yr HAP. All tons/yr limits are based on a 12-month rolling sum. The company shall comply with good air pollution control practices, monitoring and recordkeeping procedures 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

36-03101A: Wenger's Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) for installation of an organic pellet mill in East Hempfield Township, **Lancaster County.**

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the abovementioned company for the abovementioned project.

Plan Approval No. 36-03101A is for the installation of an organic pellet mill. Particulate emissions will be controlled by a high-efficiency cyclone. Potential particulate emissions from the installation is estimated at 6 tons per year. The facility is a minor facility and the plan approval will contain monitoring & work practice standards designed to keep the facility operating within all applicable air quality requirements. Among other items, the conditions include provisions derived from 40 CFR 63, Subpart DDDDDDD—National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing.

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

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

Tom Hanlon, East 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, protests.

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

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

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

AMS 12114: Innovation Printing and Communications (11601 Caroline Rd, Philadelphia, PA 19154) for installation of one (1) non-heatset, offset, sheet-feed lithographic printing presses in the City of Philadelphia, **Philadelphia County**. There will be a potential annual emission increase of 9.69 tons for Volatile Organic Compounds and a potential annual emission increase of 0.35 tons for Hazardous Air Pollutants. The plan approval will contain operating, testing, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

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

30-00077 Texas Eastern Transmission, L.P. (P. O. Box 1642, Houston, TX 77251-1642) for continued operation of the Holbrook Compressor Station in Richhill Township, **Greene County**.

In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal Title V Operating Permit (TVOP-30-00077) to Texas Eastern to authorize the continued operation of the Holbrook Compressor Station located in Richhill Township, Greene County.

The facility includes twenty reciprocating internal combustion engines (RICE), three turbines, seven small boilers/heaters, parts washer, truck loadout, various tanks, and associated piping. Emissions are minimized through the use of ignition retard on the four Cooper Bessemer GMV-10S engines; through maintenance and good operating practices on the four Cooper Bessemer GMVA-10 Engines; through the use of screw-in precombustion chambers on the four Ingersoll RandKVS412 Engines, through the use of low NO_x burners (LNB) on Turbine #1, and through the use of LNB and catalytic oxidation on Turbines #2 and #3. Hours of operation for Emergency Generators #2, #3 and #4 are each limited to 500 hours/year on a rolling 12-month basis.

This facility has the potential to emit the following type and quantity of air contaminants (on an annual basis): 431 tons of carbon monoxide, 1223 tons of nitrogen oxides, 7 tons of sulfur oxides, 37 tons of particulate matter, 197 tons of volatile organic compounds, 83 tons of hazardous air pollutants, including 2.3 tons of benzene, 2.2 tons of hexane, and 54 tons of formaldehyde, and greater than 100,000 tons of carbon dioxide equivalents (greenhouse gases). No emission or equipment changes are being proposed by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 60 and 63, and 25 Pa. Code Chapters 121—145.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public inspection during normal business hours at DEP, 400 Waterfront Drive, Pittsburgh, PA

15222. Any person wishing to provide DEP with additional information that they believe should be considered prior to the issuance of this permit may submit the information to DEP at the address shown below. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify TVOP-30-00077) and a concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held, if DEP, in its discretion, decides that such a hearing is warranted based on the information 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 by the *Pennsylvania Bulletin*, or by telephone, where DEP determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Barbara Hatch, Air Quality Environmental Engineer Manager, DEP, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-5226.

04-00013: Jewel Acquisition, LLC (100 River Road, Brackenridge, PA 15014) on June 19, 2012, for a proposed Title V Operating Permit (TVOP) renewal for the continued operation of stainless steel sheets, strips and plates manufacturing facility in Midland Boro., **Beaver County**. The facility consists of two electric arc furnaces, one argon-oxygen decarburization unit, continuous caster, a hot annealing and pickling line, a cold annealing and pickling line, two Sendzimir cold reduction mills, a DRAP line, emission control equipment such as baghouses, scrubbers and other miscellaneous equipment associated with this type of operations.

The Facility-wide PTE (tpy) is summarized as follows:

PM/PM ₁₀	SO ₂	CO	NO _x	VOC
115.7	652.3	999.0	1,360.0	123.6

The proposed TVOP renewal contains conditions relating to monitoring, recordkeeping and work practice standards.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Operating Permit renewal may submit the information to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-5226. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed TV Operating Permit (TVOP-04-00013) and a concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

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

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

15-00073: Coatesville VA Medical Center (1400 Blackhorse Hill Rd., Coatesville, PA 19320) for a renewal

of an operating Permit in Caln Township, **Chester County**. The facility operates 4 boilers and 11 emergency generators. The facility maintains a synthetic minor operating status by maintaining total NO_x emissions to less than 25 tons per year. Monitoring, record keeping and reporting requirements have been kept the same. There has been no additional applicable regulatory requirements for the sources at this facility.

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

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

40-00067: Wyoming Valley Sanitary Authority (1000 Wilkes-Barre Street, P. O. Box 33A, Wilkes-Barre, PA 18703-1333) for operation of a sewage treatment facility, Hanover Township, **Luzerne County**. The sources consist of incinerator, scrubber, bulk lime storage silo and sludge holding tanks. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide and total suspended particulate (TSP). This is a renewal of a State-Only Operating Permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

40-00042: SPCA of Luzerne County (524 East Main Street, Wilkes-Barre, PA 18702) for operation of an animal crematory in Plains Township, **Luzerne County**. This is a renewal of the State-Only Natural Minor operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

35-00003: General Dynamics Ordinance Systems—OTS (156 Cedar Avenue, Scranton, PA 18505) for manufacture of ammunition, except for small arms, in Scranton, **Lackawanna County**. The sources consist of 3 natural gas fired Boilers, Space Heaters, Forge Presses, and Spray Paint Booths. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Synthetic Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

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

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

41-00044: Bastian Tire Sales, Inc. (430 Washington, Blvd, Williamsport, PA 17701) for renewal of the operating permit for their facility in Williamsport, **Lycoming County**. The facility is currently operating under State Only Operating Permit 41-00044. The facility's sources include one (1) #2 fuel oil/natural gas-fired boiler, one (1) diesel-fired fire pump and one (1) natural gas-fired emergency generator. The facility has the potential to emit 30.32 tons of nitrogen oxides (NO_x) per year, 6.85 tons of carbon monoxide per year, 15,292 tons of carbon dioxide equivalent per year, 47.51 tons of sulfur oxides (SO_x) per year, 5.17 tons of particulate matter (PM/PM₁₀) per year, 1.42 tons of volatile organic compounds (VOCs) per year and 0.10 tons of hazardous air pollutants (HAPs) per year. The permittee has removed several sources from the facility and the respective terms and conditions pertain-

ing to the subject sources have been removed from the State Only operating permit renewal. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the State Only operating permit have been derived from the applicable requirements of 40 CFR Part 63 and 25 Pa. Code Chapters 121—145.

The renewal State Only operating permit contains applicable MACT requirements to the sources at the facility. The proposed State Only operating permit contains applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State air quality regulations.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570 327 3693.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit No. 41-00044) and a concise statements regarding the relevancy of the information or objections to 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 information 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 by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. 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: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174

63-00874: Therm O Rock East, Inc. (PO Box 429, Pine Street, New Eagle, PA 15067) for continued operation of a blending/warehouse facility at the Donora Plant 2 in Donora Borough, **Washington County**. This is a State Only Operating Permit Renewal submittal.

OP-04-00480: Heritage Valley Health System (1000 Dutch Ridge Rd., Beaver, PA 15009) for renewal of the operating permit for Beaver County Medical Center in Beaver Boro, **Beaver County**. Equipment at this facility includes two 25.5 mmbtu/hr natural gas or #2 fuel oil-fired boilers, one 12.075 mmbtu/hr natural gas or No. 2 fuel oil-fired boiler and four diesel-fired emergency generators. Potential emissions from the emission sources at this facility are based on operation of all boilers for 8,760 hours per year and low sulfur diesel fuel in the emergency generators for 500 hours per year. Emissions

are estimated to be 67.0 tons NO_x, 0.9 tons VOCs, 14.7 tons CO, 5.7 tons particulate matter and 0.8 tons SO₂. Actual emissions from the facility are much lower considering most of the boilers do not operate at full rated capacity nor do all of the boilers operate at the same time. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

04-00480: Heritage Valley Health System (1000 Dutch Ridge Rd., Beaver, PA 15009) for renewal of the operating permit for Beaver County Medical Center in Beaver Boro, **Beaver County**. Equipment at this facility includes two 25.5 mmbtu/hr natural gas or No. 2 fuel oil-fired boilers, one 12.075 mmbtu/hr natural gas or #2 fuel oil-fired boiler and four diesel-fired emergency generators. Potential emissions from the emission sources at this facility are based on operation of all boilers for 8,760 hours per year and low sulfur diesel fuel in the emergency generators for 500 hours per year. Emissions are estimated to be 67.0 tons NO_x, 0.9 tons VOCs, 14.7 tons CO, 5.7 tons particulate matter and 0.8 tons SO₂. Actual emissions from the facility are much lower considering most of the boilers do not operate at full rated capacity nor do all of the boilers operate at the same time. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

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

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

N12-021: Amoroso's Baking Company (845 South 55th Street, Philadelphia, PA 19143). for the operation of a wholesale bakery in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) natural gas or no. 2 oil-fired boilers each rated at 9.99 MMBTU/hr, six (6) natural gas or #2 fuel oil-fired ovens each rated at or less than 3.5 MMBTU/hr that process straight-dough at a capacity of 1350 lbs/hr, one (1) gasoline storage tank and distribution with Stage I and Stage II Vapor Recovery Systems, and one (1) diesel vehicle fueling station.

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

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

N12-027: Consolidated Drake Press (5050 Parkside Avenue, Philadelphia PA 19131) for the operation of a commercial printing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two printing presses and two 70-Hp boilers.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); 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

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

11120201 and NPDES No. PA0269042. Robindale Energy Services, Inc., 224 Grange Hall Road, P. O. Box 288, Armagh, PA 15920, commencement, operation and restoration of a bituminous surface refuse reprocessing mine in East Taylor Township, **Cambria County**, affecting 145.2 acres. Receiving stream(s): unnamed tributaries to Little Conemaugh River classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The application includes a wetland encroachment to fill 1.34 acres of wetlands with onsite mitigation totaling 1.49 acres. The application also includes a request for a Section 401 Water Quality Certification. Application received: May 30, 2012.

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

1419-33100105-E-4. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Application for a stream encroachment for the construction of a stream crossing over unnamed tributary "C" to Big Run and to allow for mining and support activities up to the 25 foot stream barrier in Perry Township, **Clarion County**. Receiving streams: Unnamed tributaries to Big Run and Big Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application also includes a request for a Section 401 Water Quality Certification. Application received: June 8, 2012.

24100105 and NPDES Permit No. PA0258971. Allegheny Enterprises, Inc. (3885 Roller Coaster Road, Corsica, PA 15829) Revision to an existing bituminous surface mine to add 1.0 acre of support in Benezette Township, **Elk County** affecting 166.0 acres. Receiving streams: Unnamed tributaries to Bennetts Branch, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: June 18, 2012.

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

17990103 and NPDES No. PA0238244. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Bigler Township, **Clearfield County**, affecting 228.8 acres. Receiving stream(s): Alexander Run, unnamed tributary to Upper Morgan Run and Upper Morgan Run, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 30, 2012.

17010110 and NPDES No. PA 0243132. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Bigler Township, **Clearfield County**, affecting 320.0 acres. Receiving streams: Upper Morgan Run and Tributaries to Upper Morgan Run, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 31, 2012.

17020103 and NPDES No. PA 0243221. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847). Permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Chest Township, **Clearfield County**, affecting 560.7 acres. Receiving streams: Wilson Run and McMasters Run to Wilson Run to Chest Creek classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 31, 2012.

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

54920202R3 and NPDES Permit No. PA0223581. DiRenzo Coal Company, (1389 Bunting Street, Pottsville, PA 17901), renewal of an existing anthracite coal refuse reprocessing and refuse disposal operation and NPDES Permit for discharge of treated mine drainage in Branch Township, **Schuylkill County** affecting 18.9 acres, receiving stream: Carp Creek. Application received: May 30, 2012.

NONCOAL APPLICATIONS RECEIVED

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

63100401 and NPDES Permit No. PA0252034. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Transfer of a pending application originally submitted by PA Coal Reclamation, Inc. for commencement, operation and reclamation of large noncoal surface mine, located in Deemston Borough, **Washington County**, affecting 67.6 acres. Receiving streams: unnamed tributaries to Ten Mile Creek and Ten Mile Creek, classified for the following use: TSF. The potable water supplies with intake within 10 miles downstream from the point of discharge: Tri-County Joint Municipal Authority, Newel Municipal Authority and PAWC Brownsville. Application received: June 13, 2012.

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

14120302 and NPDES No. PA 0257915. Graymont (PA) Inc. (965 East College Avenue, Pleasant Gap, PA 16823). Commencement, operation and restoration of a large noncoal surface mine (limestone) operation in Spring Township, **Centre County** affecting 67.3 acres. Receiving stream Logan Branch classified for the following use(s): Cold Water Fishery and Migratory Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 1, 2012.

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

66980302T. Keller Crushing & Screening, Inc., (158 Anderson Road, Tunkhannock, PA 18657), transfer of an existing quarry operation from Joseph W. Keller in Lemon Township, **Wyoming County** affecting 44.38 acres, receiving stream: Billings Creek, classified for the following use: cold water fishes. Application received: May 24, 2012.

8074SM1C4 and NPDES Permit No. PA0013722. Glasgow, Inc., (P. O. Box 1089, Glenside, PA 19038), correction to an existing quarry operation to include clean fill for reclamation in Montgomery Township, **Montgomery County** affecting 59.0 acres, receiving stream: Park Creek, classified for the following use: warm water & migratory fishes. Application received: May 30, 2012.

7773SM1A2C10 and NPDES Permit No. PA0595322. Reading Material, Inc., (P. O. Box 1467, Skippack, PA

19474), renewal of an existing NPDES Permit for discharge of treated mine drainage from a quarry operation in Douglass Township, **Berks County** affecting 335.0 acres, receiving stream: unnamed tributary to Schuylkill River, classified for the following use: warm water fishes. Application received: May 30, 2012.

8274SM2C10 and NPDES Permit No. PA0612871. Eastern Industries, Inc., (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), renewal of an existing NPDES Permit for discharge of treated mine drainage from a quarry operation in West Cocalico Township, **Lancaster County** affecting 309.0 acres. Receiving stream: unnamed tributary to Indian Run Creek. Application received: May 31, 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 Chapters 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 associ-

ated pollutants from being discharged into surface waters in this Commonwealth.

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation-Memorandum of Understanding

(MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the

request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

COAL NPDES DRAFT PERMITS

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

NPDES No. PA0262404 (Mining permit no. 32070104), P & N Coal Company, Inc., P. O. Box 332, Punxsutawney, PA 15767, renewal of an NPDES permit for surface coal mining in Banks Township, **Indiana County**, affecting 137.3 acres. Receiving stream(s): unnamed tributaries to South Branch Bear Run; unnamed tributary to Cush Creek; and unnamed tributary to Brady Run classified for the following use(s): cold water fishery. This receiving stream is included in the West Branch Susquehanna River TMDL. Application received: May 29, 2012.

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

The outfall(s) listed below discharge to unnamed tributaries to South Branch Bear Run; unnamed tributary to Cush Creek; and unnamed tributary to Brady Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Treatment Pond 1	No
002—Treatment Pond 2	No

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.75
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.88
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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

Alkalinity must exceed acidity at all times

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

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003—Sediment Pond A	No
004—Sediment Pond B	No
005—Sediment Pond C	No
006—Sediment Pond D	No

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)			7.0
Total Settleable Solids (ml/l)			0.5

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

Alkalinity must exceed acidity at all times

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

NPDES No. PA0107387 (Permit No. 33860113). Cloe Mining Company, Inc. (P. O. Box J, Grampian, PA 16838) Renewal of an NPDES permit for a bituminous surface mine in Young & Oliver Townships, **Jefferson County**, affecting 311.6 acres. Receiving streams: Unnamed tributary to Little Elk Run and Little Elk Run, classified for the following uses: CWF. TMDL: None. Application received: May 16, 2012.

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 Little Elk Run:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

NONCOAL NPDES DRAFT PERMITS

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

NPDES No. PA 0257711 Mining Permit No. 53111002, Duffy, Inc., (PO Box 374, Smethport, PA 16749), new NPDES permit for noncoal surface mining in West Branch Township, **Potter County**, affecting 5.0 acres. Receiving stream(s): Unnamed Tributary to Pine Creek classified for the following use(s): HQ-CWF. Application received: April 25, 2011.

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

The outfall(s) listed below discharge to [list receiving stream]:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		XXX	XXX	XXX
Manganese (mg/l)		XXX	XXX	XXX
Aluminum (mg/l)		XXX	XXX	XXX
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		XXX	XXX	XXX

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

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

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

NPDES No. PA 0257664 Mining Permit No. 53112803, Duffy, Inc., (P. O. Box 374, Smethport, PA 16749), new NPDES permit for noncoal surface mining in Pike Township, **Potter County**, affecting 5.0 acres. Receiving stream(s): Unnamed Tributary to Pine Creek classified for the following use(s): HQ-CWF. Application received: April 25, 2011.

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

The outfall(s) listed below discharge to [list receiving stream]:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		XXX	XXX	XXX
Manganese (mg/l)		XXX	XXX	XXX
Aluminum (mg/l)		XXX	XXX	XXX
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		XXX	XXX	XXX

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

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

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

NPDES No. PA 0257826 Mining Permit No. 57112501, Jack L. McClintock (15222 US Hwy 220, Muncy Valley, PA 17758), new NPDES permit for noncoal surface mining in Shrewsbury Township, **Sullivan County**, affecting 10.0 acres. Receiving stream(s): Unnamed Tributary to Muncy Creek, classified for the following use(s): HQ-CWF. Application received: August 24, 2011.

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

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

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

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.

E22-582: Lower Paxton Township Department of Public Works, 5975 Locust Lane, Harrisburg, Pennsylvania 17109, in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District

To remove an existing structure and to: 1) install and maintain a 41.0-foot long, 43.0-inch by 64.0-inch elliptical corrugated metal pipe with concrete endwalls and an R-3 riprap apron in an unnamed tributary to Beaver Creek (WWF, MF); and 2) relocate and maintain 268.0 feet of an unnamed tributary to Beaver Creek (WWF, MF), impacting 0.04 acre of palustrine emergent wetland, all for the purpose of reducing the risk of flooding on Parkway East. The project is located along Parkway East, approximately 0.09 mile east of its intersection with Marion View Drive (Harrisburg East, PA Quadrangle; N: 20.0 inches, W: 6.24 inches; Latitude: 40°21'36.5", Longitude: -76°47'41.3") in Lower Paxton Township, Dauphin County. Wetland impacts are de minimus and mitigation is not required.

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

E02-1597-A1. PennDOT District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017, Borough of Millvale and City of Pittsburgh, **Allegheny County**; ACOE Pittsburgh District.

Applicant is proposing to amend the existing permit that authorizes construction and maintenance of a 14 ft wide, 1,274 ft long elevated walking trail section replacement on piers and fill encroaching into the Herrs Island, Allegheny River (WWF) back channel floodway; modification and separation of tributary sewage flows from an enclosure of an unnamed tributary to the Allegheny River with a drainage area of less than 100 acres; modifications to the western end of the 31st Street Bridge; and 5 stormwater outfalls to the Allegheny River; to include temporary impacts from explosive demolition of the western end of the 31st bridge into the Allegheny River back channel, removal of debris by crane mounted barge, and reconstruction of the bridge section using a partial causeway in the back channel. The project is located approximately 2.3 miles upstream of the Allegheny River confluence with the Monongahela River or the start of the Ohio

River, in the City of Pittsburgh and adjoining area of Millvale Borough, Allegheny County (Pittsburgh East Quadrangle, N16.1 inches, W13.1 inches; Lat 40° 27' 58" and Long 79° 58' 38").

E02-1670. Kusevich Properties, 3 Walnut St. Pittsburgh, PA 15223, Richland Township, **Allegheny County**; ACOE Pittsburgh District.

The applicant proposes to remove the existing 40 linear foot long structure, to construct and maintain a 54-inch diameter culvert approximately 120 linear feet in length in an unnamed tributary to Crouse Run (TSF) and to place and maintain fill in approximately 0.23 acre of wetlands for the purpose of extending the existing Executive Drive and constructing the Gibsonia Industrial Park. The project is located on Executive Drive, approximately 1,000.0 feet east from the intersection of Ben Miller Road and Richland Road (Glenshaw, PA Quadrangle, N: 22.0 inches; W: 11.1 inches; Latitude: 40°-37'-16"; Longitude: 79°-49'-48") in Richland Township, Allegheny County and will impact approximately 160.0 linear feet of stream channel and 0.23 acre of wetlands. The applicant also proposes to construct two (2) wetland replacement areas totaling 10,000.0 square feet to compensate for the wetland impacts.

E26-360. PennDOT Engineering District 12-0, 825 North Gallatin Avenue, Uniontown, PA 15401, Springfield Township, **Fayette County**; ACOE Pittsburgh District.

Applicant is proposing to remove the existing SR 381, two lane, approximately 25 ft wide, single span, steel truss bridge having a total length of approximately 154.5 ft, and having minimum normal pool underclearance of 15.14 ft; and to construct and maintain adjacent and upstream a 33.4 ft total width, two lane, single span, replacement bridge having a total length of approximately 167 ft. and having minimum normal pool underclearance of 17.5 ft over the Indian Creek (HQ-CWF) and Mill Run Dam Lake; fill and maintain 0.32 acre of permanent PEM/PSS exceptional value wetland; construct and maintain 265 feet of stream relocation on drainage areas less than 100 acres; construct and maintain replacement road associated stormwater outfalls. In addition and construct and maintain associated replacement stormwater outfalls; construct and maintain stream and wetland mitigation on site; and construct and maintain utility line relocations. The bridge and road improvement and project is located within a Springfield Township Fayette County (Mill Run Quadrangle, Latitude 39° 58' 20" and Longitude 79° 27' 9.7").

E30-241. Equitrans, 455 Racetrack Road, Washington, PA 15301, Washington Township, **Greene County**; ACOE Pittsburgh District.

The applicant is proposing to remove the existing foot bridge and to construct and maintain a bridge having a clear span of 28 feet and an underclearance of 2.25 feet across Bates Fork (HQ-WWF) located just downstream of Pettit Run to provide access to the Ingram Meter Station in Washington Township, Greene County (Waynesburg, PA Quadrangle N: 12.31 inches; W: 17.27 inches; Latitude: 39°56'34.404"; Longitude: 80°14'53.6028").

E56-363. PennDOT District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648, Addison and Upper Turkeyfoot Townships, **Somerset County**; ACOE Pittsburgh District.

Applicant proposes to remove the existing 24.6' wide, 130' long, 2 span, 12.6' minimum underclearance SR 3001 bridge with a 90 degree skew and to construct and maintain a new 28' wide, 134' long, 11.2' minimum

underclearance, 2 span bridge with a 77 degree skew and over the Casselman River (WWF); 300 ft to the north on SR 3001 remove the existing 26' wide, 9' single span, 5.6' minimum underclearance bridge and to construct and maintain a replacement 9' wide, 8' high, 32' long, box culvert, depressed 1' in an unnamed tributary within the floodway of the Casselman River (WWF); to construct and maintain associated outfalls; and construct a temporary causeway. (Confluence, Pa Quadrangle; N: 14 inches; W: 3.5 inches; Latitude 39° 49' 39"; Longitude -79° 16' 24") Addison and Upper Turkeyfoot Townships, Somerset County.

E65-949. Spagnol Enterprises, Inc., 3000 Lillian Avenue, Murrysville, PA 15668, Municipality of Murrysville, **Westmoreland County**; ACOE Pittsburgh District.

Applicant proposes to place and maintain fill in approximately 223 linear feet of an un-named tributary to Turtle Creek, to remove an existing water body and place fill and maintain fill in approximately 0.613 acre of open water in the Turtle Creek watershed (TSF) for the purpose of constructing a commercial development. The project is located at the intersection of William Penn Highway (US 22) in the Municipality of Murrysville, Westmoreland County, PA (Pittsburgh ACOE District Murrysville, PA quadrangle, N8.6" W: 5.0"; Latitude: 40° 25' 21.5"; Longitude: -79° 39' 37.8")

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

E24-259. Benezette Township, 105 School House Road, PO Box 10, Benezette, PA 15821. Grant Road Bridge Replacement, in Benezette Township, **Elk County**, ACOE Baltimore District (Dents Run, PA Quadrangle N: 41°, 20', 23"; W: 78°, 18', 29");).

To remove the existing single span steel through truss bridge and to construct and maintain a 18.5-foot out to out steel acrow panel bridge having a single 112.2 foot normal clear span and an underclearance of 15.3 feet across Bennett Branch Sinnemahoning Creek within its flood plain. Project located along Grant Road approximately 0.25 mile east of the village of Grant just off of SR 0555. Project includes the reconstruction of the roadway approaches and the use of a temporary ford for the construction of the new bridge.

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

E0829-052: Chesapeake Appalachia, LLC, 101 North Main Street, Athens, PA 18810, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. two 16 inch temporary waterlines and a timber mat bridge impacting 3 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) and impacting 1,392 square feet of an adjacent Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'04", Longitude: -76°19'44");

2. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 21 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) (Colley, PA Quadrangle Latitude: 41°35'15", Longitude: -76°19'47");

3. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 26 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) (Colley, PA Quadrangle Latitude: 41°35'17", Longitude: -76°19'56");

4. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) (Colley, PA Quadrangle Latitude: 41°35'20", Longitude: -76°19'56");

5. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 25 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) (Colley, PA Quadrangle Latitude: 41°35'20", Longitude: -76°19'25");

6. two 16 inch temporary waterlines and a timber mat bridge impacting 27 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) and impacting 1,215 square feet of an adjacent Palustrine Emergent Wetland and a Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'18", Longitude: -76°19'22");

7. two 16 inch temporary waterlines and a timber mat bridge impacting 1,395 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'19", Longitude: -76°19'15");

8. two 16 inch temporary waterlines and a timber mat bridge impacting 2,422 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'19", Longitude: -76°19'07");

9. two 16 inch temporary waterlines and a timber mat bridge impacting 2,002 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'57", Longitude: -76°18'49");

10. two 16 inch temporary waterlines and a timber mat bridge impacting 32 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) and impacting 821 square feet of an adjacent Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°34'42", Longitude: -76°18'41");

11. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) (Colley, PA Quadrangle Latitude: 41°34'41", Longitude: -76°18'40");

12. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 23 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) (Colley, PA Quadrangle Latitude: 41°34'43", Longitude: -76°18'36");

13. two 16 inch temporary waterlines and a timber mat bridge impacting 26 linear feet of an unnamed tributary to Foster Branch Sugar Run (CWF) and impacting 147 square feet of an adjacent Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°35'19", Longitude: -76°18'23");

14. two 16 inch diameter temporary waterlines and a timber mat bridge impacting 21 linear feet of an unnamed tributary to Foster Branch Sugar Run (EV) (Colley, PA Quadrangle Latitude: 41°35'29", Longitude: -76°18'16");

The project will result in 244 linear feet and 895 square feet of temporary stream impacts and 9,394 square feet (0.22 acre) of temporary PEM and PSS wetland impacts from temporary waterlines and timber mat bridge crossings all for the purpose of establishing a temporary water supply for Marcellus well development.

E5829-028: Chief Gathering LLC, 999 North Loyalsock Ave., Suite G, Montoursville, PA 17754, Lathrop Township, **Susquehanna County**, ACOE Baltimore District.

To construct and maintain:

1. a 6 inch natural gas pipeline crossing impacting 86 square feet (0.01 acre) of a PEM and POW wetland (Hop Bottom, PA Quadrangle; Lat. 41° 41' 51", Long. -75° 50' 17");

2. a 6 inch natural gas pipeline crossing impacting 4,100 square feet (0.09 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; Lat. 41° 41' 30", Long. -75° 50' 17");

3. a 6 inch natural gas pipeline crossing impacting 2,657 square feet (0.06 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; Lat. 41° 41' 23", Long. -75° 50' 18");

4. a 6 inch natural gas pipeline crossing impacting 674 square feet (0.02 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; Lat. 41° 41' 25", Long. -75° 50' 17");

5. a 6 inch natural gas pipeline crossing impacting 2,653 square feet (0.06 acre) of a PFO wetland (Hop Bottom, PA Quadrangle; Lat. 41° 41' 27", Long. -75° 50' 18");

6. a 6 inch natural gas pipeline crossing impacting 10 linear feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; Lat. 41° 41' 26", Long. -75° 50' 18");

7. a 6 inch natural gas pipeline crossing impacting 2 linear feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; Lat. 41° 41' 23", Long. -75° 50' 18");

8. a 6 inch natural gas pipeline and timber mat bridge crossing impacting 8,213 square feet (0.19 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; Lat. 41° 40' 57", Long. -75° 50' 14");

9. a 6 inch natural gas pipeline and timber mat bridge crossing impacting 65 linear feet of the East Branch of Field Brook (CWF-MF) (Hop Bottom, PA Quadrangle; Lat. 41° 40' 52", Long. -75° 50' 13");

10. a 6 inch natural gas pipeline and timber mat bridge crossing impacting 102 linear feet of the East Branch of Field Brook (CWF-MF) (Hop Bottom, PA Quadrangle; Lat. 41° 40' 49", Long. -75° 50' 14").

The Kerr Well Pad "B" natural gas pipeline lateral project will gather natural gas from Kerr Well Pad "B" and convey it to an existing Kerr to Phelps natural gas pipeline located in Lathrop Township, Susquehanna County. The project will result in 179 linear feet (894 square feet) of temporary stream impacts and a total of 0.46 acre (20,204 square feet) of wetland impacts all for the purpose of constructing, operating, and maintaining a natural gas gathering line.

E4129-041: Range Resources-Appalachia, LLC, 100 Throckmorton Street, Suite 1200, Fort Worth, TX 76102, Cogan House Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain one 22-foot wide, 7-foot high open bottom arch culvert, six 15 inch over-flow culverts, and two 12 inch temporary above ground waterlines impacting 90 linear feet of Roaring Run (EV) (White Pine PA Quadrangle 41°22'54"N 77°10'34"W). The project will result in 90 linear feet of stream impacts all for the purpose of installing an access road and temporary waterline to multiple Marcellus well sites.

Corrections to Previous Application Posting:

95-29-65420-018. Williams Production Appalachia, LLC, 1000 Town Center, Suite 130, Canonsburg, PA

15317. Project proposes to operate and maintain the Colwell Centralized Impoundment Dam as a centralized impoundment to collect and store flow-back water, for the use and re-use of hydraulic fracturing water, from wells in the area. (Franklin Forks, PA Quadrangle; Latitude: N 41° 55' 38", Longitude: W 75° 49' 47"), Franklin and Liberty Townships, **Susquehanna County**.

95-29-65420-017. Williams Production Appalachia, LLC, 1000 Town Center, Suite 130, Canonsburg, PA 15317. Project proposes to operate and maintain the Fiondi Centralized Impoundment Dam as a centralized impoundment to collect and store flow-back water, for the use and re-use of hydraulic fracturing water, from wells in the area. (Lawton, PA Quadrangle; Latitude: N 41° 50' 13", Longitude: W 76° 03' 22"), Middletown Township, **Susuehanna County**.

ENVIRONMENTAL ASSESSMENTS

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

D28-126EA. Jaime Cacciola, Director of Corporate and Foundation Relations, Wilson College, 1015 Philadelphia Avenue, Chambersburg, PA 17201. Chambersburg Borough and Greene Township, **Franklin County**, ACOE Baltimore District.

Project proposes to remove Wilson College Dam for the purpose of restoring the stream to a free flowing condition and eliminating a threat to public safety. The dam is located across Conococheague Creek (WWF, MF). In addition, approximately 3,560 feet of stream stabilization and in-stream habitat enhancement is proposed utilizing rock cross vanes, log deflectors, j-hook vanes and the removal of concrete structures and abandoned utility lines. (Chambersburg, PA Quadrangle, Latitude: 39.9533; Longitude: -77.6517).

D59-066EA. Lake Nessmuk Dam, Pennsylvania Fish and Boat Commission, P. O. Box 67000, 1601 Elmerton Avenue, Harrisburg, PA 17106-7000. ACOE Baltimore District.

Project proposes to modify, operate and maintain Lake Nessmuk Dam across Morris Branch of Marsh Creek (CWF), impacting 0.04 acre of wetlands (PEM) and 150 feet of stream for the purpose of safely passing the Probable Maximum Flood through the auxiliary spillway by raising the top-of-dam elevation by 2.4 feet, expanding the width of the auxiliary spillway, installation of a new toe drain system, and flattening the downstream embankment to a more stable slope. (Antrim, PA Quadrangle N: 19.6 inches; W: 11.1 inches) in Delmar Township, Tioga County.

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>
PA0040614	HRP Management LLC Martin Towers Complex 1170 8th Avenue Bethlehem, PA 18018	Lehigh County Bethlehem City	Monocacy Creek High Quality Cold Water Fishes (2-C)	Y
PA0061913 (Sewage)	Elk Mountain Ski Resort 344 Elk Mountain road Union Dale, PA 18470	Susquehanna County Herrick Township	East Branch Tunkhannock Creek Cold water fishes (4-F)	Y
PA0062260 (Sewage)	Brookmont Health Care Center Brookmont Drive Effort, PA 18330-0050	Monroe County Chestnuthill Township	Pohopoco Creek High Quality Cold Water Fishes (2-B)	Y

Southcentral Region: Clean Water 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>
PA0085219 (IW)	PA DCNR—Gifford Pinchot State Park 2200 Rosstown Road Lewisberry, PA 17339-9787	York County / Warrington Township	Beaver Creek / 7-F	Y
PA0085014 (SEW)	Conestoga Township PO Box 98 Conestoga, PA 17516-0098	Lancaster County Conestoga Township	Pequea Creek / 7-K	Y
PA0032034 (Sew)	GSP Management Co. PO Box 677 Morgantown, PA 19543-0677	Blair County Juniata Township	Blair Gap Run / 11-A	Y
PA0032557 (Sew)	Logan Township Board of Supervisors 100 Chief Logan Circle Altoona, PA 16602-4337	Blair County Logan Township	Little Juniata River / 11-A	N
PA0081116 (Sew)	Solanco School District 121 South Hess Street Quarryville, PA 17566-1225	Lancaster County East Drumore Township	UNT to Stewart Run / 7-K	Y
PA0081132 (Sew)	Solanco School District 121 South Hess Street Quarryville, PA 17566-1225	Lancaster County Fulton Township	Conowingo Creek / 7-K	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0114715 (Sewage)	Hemlock Municipal Sewer Cooperative WWTP PO Box 243 Bloomsburg, PA 17815	Columbia County Hemlock Township	Fishing Creek (5-C)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0253812 Sewage	Glendale Valley Municipal Authority Beaver Valley Road Flinton, PA 16640	Cambria County White Township	Clearfield Creek	N

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

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

NPDES Permit No. PA0050920, SEW, **Home Properties**, 1086 West King Road, Malvern, PA 19355-1756.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge 69,000 gpd of treated sewage from a facility known as William Henry APT STP to Unnamed Tributary of Ridley Creek in Watershed 3-G.

NPDES Permit No. PA0011231 A-1, IW, **Phillips 66 Company**, P. O. Box 4428, RW-1059G, Houston, TX 77210.

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

Description of Proposed Action/Activity: Approval for the transfer of an NPDES permit to discharge from a facility known as Chelsea Pipeline Station and Tank Farm to Boozers Run a Tributary to Marcus Hook Creek in Watershed 3-G.

NPDES Permit No. PA0040991 A-1, IW, **Phillips 66 Company**, P. O. Box 2197, Houston, TX 77252.

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

Description of Proposed Action/Activity: Approval for the transfer of an NPDES permit to discharge treated stormwater from a facility known as Philadelphia Terminal G Street Facility to Frankford Creek in Watershed 3J.

NPDES Permit No. PA0026816 A-1, SEW, **East Norriton-Plymouth-Whitpain Joint Sewer Authority**, 200 Ross Street, Plymouth Meeting, PA 19462-2740.

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

Description of Proposed Action/Activity: Approval for a minor amendment of the NPDES permit to discharge from a facility known as East Norriton Plymouth STP to Schuylkill River in Watershed 3-F.

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

NPDES Permit No. PA0070041, Sewage, SIC Code 4952, **Mahanoy City Sewer Authority**, 130 East Centre Street, P. O. Box 215, Mahanoy City, PA 17948.

This existing facility is located in Mahanoy Township, **Schuylkill County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

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

NPDES Permit No. PA0084794, **Transfer**, Sewage, **The York Water Company**, 130 E. Market Street, PO Box 15089, York, PA 17405-7089.

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

Description of Proposed Action/Activity: Authorization to discharge to Codorus Creek in Watershed 7-H.

NPDES Permit No. PA0026743 Amendment No. 1, Sewage, **City of Lancaster**, 120 North Duke Street, Lancaster, PA 17608.

This proposed facility is located in Lancaster City, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to the Conestoga River in Watershed 7-J.

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

NPDES Permit No. PA0113034, SIC Code 4952, **Penn Township**, 4600 Beaver Lake Road, Hughesville, PA 17737.

This proposed facility is located in Penn Township, **Lycoming County**.

Description of Proposed Action/Activity: Minor Amendment on the existing NPDES permit. The permit was amended to correct the effluent limit for a fecal coliform from 200/100 ml year round to 200/100 ml May 1 through September 30 and 2,000/100 ml October 1 through April 30 in accordance with Title 25 PA. Cod Section 92a.47.(a).

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

NPDES Permit No. PA0013820, Industrial Waste, **Allegheny Ludlum, LLC**, 100 River Road, Brackenridge, PA 15014-1537

This proposed facility is located in Harrison Township, **Allegheny County**

Description of Proposed Action/Activity: Permit issuance for discharge of treated industrial waste.

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

PA0026697, Sewage, SIC Code 4952, **Butler Area Sewer Authority**, 100 Litman Road, Butler, PA 16001-3256. Facility Name: Butler Area STP. This existing facility is located in Butler City, **Butler 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), Connoquenessing Creek (Outfall 001) and Butcher Run (Outfalls 005, 011-014), are located in State Water Plan watershed 20-C and are classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 10 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.33	XXX	1.1
CBOD ₅						
May 1 - Oct 31	1001	1501	XXX	12	18	24
Nov 1 - Apr 30	2001	3002	XXX	24	36	48
Total Suspended Solids	2502	3753	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	167	XXX	XXX	2	XXX	4
Nov 1 - Apr 30	459	XXX	XXX	5.5	XXX	11
Total Phosphorus	167	XXX	XXX	2	XXX	4

The proposed effluent limits for Outfall 005 are based on a design flow of 10 MGD.

This outfall is for emergency use only. Any discharge from this outfall shall meet the same effluent limitations and monitoring requirements imposed on Outfall 001.

The proposed effluent limits for Outfall 011-014 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:

- Supercede previous WQM permit effluent limitations
- Continuation of a Federal Pretreatment Program
- TRC Minimization
- WET testing for the permit renewal
- Stormwater Best Management Practices
- SSO Condition
- eDMR reporting requirement

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

The EPA Waiver is not in effect.

PA0263958, SIC Code 4952, **OM Recreation Inc.**, PO Box 126, Tionesta, PA 16353. Facility Name: Seldom Inn SFTF. This proposed facility is located in Green Township, **Forest County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated sewage from a proposed Small Flow Sewage Treatment Facility.

The receiving stream(s), Unnamed Tributary to Little Tionesta Creek, is located in State Water Plan watershed 16-E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.002 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD ₅	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
UV Transmittance ($\mu\text{w}/\text{cm}^2$)	XXX	XXX	XXX	Geo Mean report	XXX	XXX

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

- eDMR Reporting

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.

Central Office: Bureau of Point and Non-Point Source Management, Planning and Permitting Program Manager, 400 Market Street, Harrisburg, PA 17105-8774, Telephone: 717.787.8184.

NPDES Permit No. PA0270741, SIC Code 4959, **PA DEP Vector Management**, PO Box 1467, Harrisburg, PA 17105.

This proposed facility is located in Harrisburg City, **Dauphin County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for new discharges associated with the application of pesticides to control or suppress black flies and mosquitoes carrying West Nile Virus, statewide.

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

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

WQM Permit No. 6791410, Transfer, Sewerage, **The York Water Company**, 130 E. Market Street, PO Box 15089, York, PA 17405-7089.

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

Description of Proposed Action/Activity: Transfer of Permit.

WQM Permit No. 5012403, Sewerage, **Ryan Barrick**, 7960 Spring Road, New Bloomfield, PA 17068.

This proposed facility is located in Centre Township, **Perry County**.

Description of Proposed Action/Activity: A small flow treatment facility with septic tank, pumped dosing tank, sand filter and UV disinfection serving a residence.

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

WQM Permit No. 0211202, Industrial Waste, **Allegheny Ludlum, LLC**, 100 River Road, Brackenridge, PA 15014-1537

This proposed facility is located in Harrison Township, **Allegheny County**

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a wastewater treatment facility.

WQM Permit No. 6506404-A1, Sewerage, **Powdermill Nature Reserve of the Carnegie Museums of Pittsburgh**, 1847 Route 381, Rector, PA 15677-9605

This existing facility is located in Cook Township, **Westmoreland County**

Description of Proposed Action/Activity: Permit amendment issuance.

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

WQM Permit No. 2712401, Sewage, **OM Recreation Inc.**, PO Box 126, Tionesta, PA 16353.

This proposed facility is located in Green Township, **Forest County**.

Description of Proposed Action/Activity: A small flow system replacing a failed 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

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>
PAI024511014	Pennsylvania Department of Environmental Protection Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701	Monroe	Pocono Township	Dry Sawmill Run, HQ-CWF, MF
PAI024812004	Better Health Institute of Northampton County, LTD 497 Bushkill Plaza Lane Wind Gap, PA 18091	Northampton	Bushkill Township	Sobers Run, EV, MF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024511004	Buck Hill Falls Company PO Box 427 Buck Hill Falls, PA 18323	Monroe	Barrett Township	Unnamed Tributary to Brodhead Creek, HQ-CWF, MF and EV Wetlands

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

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041406018R	David Loesch Loesch Construction 2221 Upper Brush Valley Rd Centre Hall PA 16828	Centre	Harris Township	Spring Creek HQ-CWF

Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044112001	Centura Development Co Inc 1000 Commerce Park Dr Williamsport PA 17701	Lycoming	Old Lycoming Township	Lycoming Creek HQ-EV

Union County Conservation District: Union County Government Center, 155 North 15th Street, Lewisburg, PA 17837, (570) 524-3860

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI046012002	Floyd L Martin 1265 Cold Run Rd Millmont PA 17845	Union	Lewis Township	Trib #19082, North Branch Buffalo Creek HQ-CWF

VII. Approvals to Use NPDES and/or Other General Permits

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 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
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

*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>
Jessup Borough, Lackawanna County	PAG02003512003	1 Alberigi, LLC East Mountain Corporate Center 100 Baltimore Drive Wilkes-Barre, Pa 18702	Grassy Island Creek, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Blakely Borough, Lackawanna County	PAG02003511003	Delbert Keisling PV Realty, Inc. 3 Bucknell Drive Clarks Green, PA 18411	Tributary to Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Lower Nazareth Twp., and Nazareth Borough, Northampton County	PAR10U188R	Greg T. Rogerson Chestnut Avenue Associates L.P. 171 South Route 173 Suite 301 Asbury, NJ 08802	Schoeneck Creek, WWF, MF	Northampton Co. Cons. Dist. 610-746-1971
Hazle Township, Luzerne County	PAG02004010225R(1)	CAN DO, Inc. W. Kevin O'Donnell One South Church St. Hazleton, PA 18201	Black Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Rice Township, Dorrance Township, and Nuangola Borough, Luzerne County	PAG02004012005	Nuangola Borough Sewer Authority David Pekar 5150 Nuangola Road Nuangola, Pa 18707	Little Wapwallopen Creek, CWF, MF and Big Wapwallopen Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
West Brunswick Township, Schuylkill County	PAG02005412001	PennDOT Engineering District 5-0 Attn: Alfred Picca 1002 Hamilton Blvd. Allentown, PA 18101	Schuylkill River, CWF, MF	Schuylkill Co. Cons. Dist. 570-622-3742

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802**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>
Mt. Pleasant Township Adams County	PAG02000110004R	Christine Smith Conewago Resources, LP 660 Edgegrove Road Hanover, PA 17331	UNT to South Branch Conewago Creek/WWF & UNT to Swift Run/WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Broad Top Township Bedford County	PAG020305012004	Broad Top Township PO Box 57 Defiance, PA 16633	Brewster Hollow/ WWF, MF	Bedford Co. Conservation District 702 W Pitt St. Bedford, PA 15522 814.623.7900
Exeter Township Berks County	PAG02000612022	Karl Kowatch Service Electric Cablevision, Inc. 6400 Perkiomen Avenue Birdsboro, PA 19508	Heisters Creek/ WWF, MF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Snyder Township Blair County	PAG02000712009	Mark Stuller Ben May Digging & Excavating PO Box 287 East Freedom, PA 16637	Bald Eagle Creek/ TSF	Blair Co Conservation District 1407 Blair St Hollidaysburg, PA 16648 814.696.0877

<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>
Swatara Township Dauphin County	PAG02002212014	Norfolk Southern Railway Co. 1200 Peachtree Street NE Atlanta, GA 30309	Beaver Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
West Hanover Twp. Dauphin County	PAG02002210031R	Douglas Halbert Hershey Road Associates, LP 2151 Linglestown Road Harrisburg, PA 17110	Manada Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lower Paxton Twp. Dauphin County	PAG02002210014R	The McNaughton Co. 4400 Deer Path Road Harrisburg, PA 17110	Beaver Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Hamilton Township Franklin County	PAG02002805001R	Edwin Martin Elk Ridge, LLC 4961 Cumberland Highway Chambersburg, PA 17202	UNT to East Branch Conococheague Creek/ WWF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717.264.5499
Lurgan Township Franklin County	PAG02002812013	Bryan Kyle 11513 Tanyard Hill Road Orrstown, PA 17244	UNT to Conococheague Creek/CWF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717.264.5499
Southampton Twp. Franklin County	PAG02002809034R	William Naugle 870 Remington Drive Shippensburg, PA 17257	Gum Run/CWF, MF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717.264.5499
Guilford Township Franklin County	PAG02002810004R	Jeryl Martin 4961 Cumberland Highway Chambersburg, PA 17202	UNT to Conococheague Creek/WWF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717.264.5499
East Donegal Twp. Lancaster County	PAG02003607033R	FLM Development Co. 805 Estelle Drive, Suite 214 Lancaster, PA 17601	Donegal Creek/ CWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Earl Township Lancaster County	PAG02003609016	Real Marq Corporation PO Box 8263 Radnor, PA 19087	Mill Creek/CWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
East Hempfield Twp. Lancaster County	PAG02003612003	Centerville Development Co. 200 Old Forge Lane, Suite 201 Kennett Square, PA 19348	UNT Little Conestoga/ Brubaker Run/ CWF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5

NOTICES

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Warwick Township Lancaster County	PAG02003612027	Warwick Township 315 Clay Road, Box 308 Lititz, PA 17543	Bachman Run/ TSF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
East Hempfield Twp. Lancaster County	PAG02003612032	PACCAR 777 106th Avenue NE Bellevue, WA 98004	UNT Brubaker Run/ WWF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
East Hempfield Twp. Lancaster County	PAG02003612034	Ben E. Kauffman 623 Breneman Road Manheim, PA 17545	UNT Swarr Run/ CWF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Ephrata Township Lancaster County	PAG02003612039	Leon Good 304 Buch Mill Road Lititz, PA 17543	Hammer Creek/ TSF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster PA 17601 717.299.5361, Ext. 5
Granville Township Mifflin County	PAG02004412001	Ryan Snyder 148 Snyder Lane Lewistown, PA 17044	Bucks Run/TSF	Mifflin Co. Conservation District 20 Windmill Hill #4 Burnham, PA 17009 717.248.4695
Manchester Twp. York County	PAG02006706128R	Robert Kinsley Kinsley Equities 2700 Water Street York, PA 17403	UNT of Codorus Creek/ WWF	York Co. Conservation District 118 Pleasant Acres Rd York, PA 17402-8984 717.840.7430
<i>Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701 570.327.3636</i>				
<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>
Scott Township Columbia County	PAG02001912004	Eric Ness Bloomsburg University 400 E 2nd St Bloomsburg PA 17815	Fishing Creek WWF, MF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310 X 102
South Williamsport Lycoming County	PAG02004112002	Steve Shannon Shannon Properties LP 902 Millville Rd Bloomsburg PA 17815	Hagermans Run CWF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
Porter Township Lycoming County	PAG02004112017	Poeler Property LLC 119 Pine Mountain Rd McElhattan, PA 17748	UNT to Susquehanna River WWF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003

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

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>
Jefferson Township Greene County	PAG02003012004	Nabors Well Services dba Energy Contractors 1400 Aviation Way Bridgeport, WV 26330	UNT to Pumpkin Run (WWF) UNT Tenmile Creek (WWF)	Greene County CD 19 South Washington Street Waynesburg, PA 15370 (724) 852-5278
Young Township Indiana County	PAG02003210006R	Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701	Coal Run (TSF) Marshall Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Hanover Township Washington County	PAG02006312025	AL Solutions, Inc. 1000 South Chester Street PO Box 1224 New Cumberland, WV 26047	UNT to Kings Creek (CWF) Ward Run (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
North Strabane Township Washington County	PAG02006307031R	Maronda Homes, Inc 11 Timberglen Drive Imperial, PA 15126	Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Cranberry Township Butler County	PAG02001012003	Catholic Institute Of Pittsburgh Catholic Diocese of Pittsburgh 135 First Avenue Pittsburgh PA 15222	UNT Kaufman Run WWF; UNT Brush Creek WWF	Butler County Conservation District 724-284-5270
Punxsutawney Borough Jefferson County	PAG02003311004(1)	PADOT District 10-0 PO Box 429 2550 Oakland Avenue Indiana PA 15701	Elk Run CWF; Mahoning Creek WWF	Jefferson County Conservation District 814-849-7463
Union Township Lawrence County	PAG02003712005	Bet Tech Construction Co Attn: Mr. Michael Moidel, COO 100 Bet Tech Drive Aliquippa PA 15001	UNT Shenango River WWF	Lawrence County Conservation District 724-652-4512
Oil City & Cranberry Township Venango County	PAG02006112002	PADOT District 1-0 Attn: Donald Hall PO Box 398 255 Elm Street Oil City PA 16301	Sage Run CWF	Venango County Conservation District 814-676-2832

General Permit Type—PAG-03

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>
Derry Township Montour County	PAR214838	US Gypsum Co. 60 PPL Road Danville, PA 17821	Mud Creek, Unnamed Tributary of Mud Creek and Unnamed Tributary to Mud Creek - 10-D	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Erie Erie County	PAR808339	YRC Inc. 1077 Gorge Boulevard, Akron, OH 44309	Municipal Storm Sewers to McDaniel Run 15	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Haycock Township Bucks County	PAG040036	Thompson, Kevin J. 2141 Mountain View Drive Quakertown, PA 18951	Unnamed Tributary to Tohickon Creek—2-D	Southeast Region Clean Water Program 484-250-5970
New Sewickley Township Beaver County	PAG046432	Freedom Road Self Storage, Inc. 925 Freedom Crider Road Freedom, PA 15042	Crows Run	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Railroad Borough York County	PAG083573	New Freedom Borough Authority 49 East High Street New Freedom, PA 17349	New Freedom Boro Auth WWTP 12 North Main Street Railroad, PA 17355	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Borough of Danville Montour County	PAG 08 4802	Borough of Danville PO Box 179 Danville, PA 17821	Borough of Danville STP Danville Borough Montour County	NCRO 570-327-0526

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Canal Township Venango County	PAG098310	Charles Heffern, Jr. 668 Buttermilk Hill Road, Franklin, PA 16323	Heffern Septic Service, 668 Buttermilk Hill Road, Franklin, PA 16323	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-12

<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>
Middle Creek Township Snyder County	PAG124836	Rowe Family Farms Co. 216 Pawling Station Rd. Selinsgrove, PA 17870	Middle Creek—6-A	DEP Northcentral Regional Office Water Management 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664

*General Permit Type—PAG-15**Facility Location:**Municipality & County**Permit No.**Applicant Name & Address**Receiving Water/Use**Contact Office & Phone No.*Benton Township
Lackawanna
County

PAG152203

Lake Sheridan
Cottager's Association
RR2 Box 2299A
Nicholson, PA
18446-9203Unnamed Tributary
to South Branch
Tunkhannock Creek—
4-FDEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2553**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: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 4611526, Public Water Supply.

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

Township Abington

County **Montgomery**

Type of Facility PWS

Consulting Engineer CET Engineering Services
1240 Mountain Road
Harrisburg, PA 17112

Permit to Construct June 18, 2012
Issued

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

Permit No. 0112503 MA, Minor Amendment, Public Water Supply.

Applicant **Round Top RV, LLC**
Municipality Cumberland Township
County **Adams**

Responsible Official Vern Underwood,
Regional Manager
1285 High Street Suite B
Auburn, CA 95603

Type of Facility GWR 4-log inactivation of
viruses for EP 101. Installation
of additional contact piping.

Consulting Engineer Stephen R. Morse, P.E.
Skelly & Loy, Inc.
449 Eisenhower Boulevard
Suite B
Harrisburg, PA 17111

Permit to Construct 6/15/2012
Issued:

Permit No. 6712506 MA, Minor Amendment, Public Water Supply.

Applicant **The York Water Company**
Municipality North Codorus Township
County **York**

Responsible Official Mark S Snyder,
Engineering Manager
130 East Market Street
PO Box 15089
York, PA 17405-7089

Type of Facility Lynwood Tank Repainting.

Consulting Engineer Mark S Snyder, P.E.
The York Water Company
130 East Market Street
PO Box 15089
York, PA 17405-7089

Permit to Construct 6/12/2012
Issued:

Permit No. 3612508, Public Water Supply.

Applicant **Steel Fab Enterprises, LLC**
Municipality Pequea Township
County **Lancaster**

Responsible Official Tammy J. Alexander,
Corporate Treasurer
623 Baumgardner Road
Lancaster, PA 17603

Type of Facility Installation of an anion exchange
nitrate treatment and a sodium
hypochlorite disinfection system
and demonstration of 4-log
treatment of viruses.

Consulting Engineer Charles A Kehew II, P.E.
James R. Holley &
Associates, Inc.
18 South George Street
York, PA 17401

Permit to Construct 6/4/2012
Issued:

**Permit No. 0512505 MA, Minor Amendment, Public
Water Supply.**

Applicant **Bedford Borough Water
Authority**

Municipality Bedford Borough

County **Bedford**

Responsible Official John L Montgomery,
Borough Manager
244 West Penn Street
Bedford, PA 15522

Type of Facility Conversion of the Milburn
Reservoir and the Smith
Reservoir raw water main to a
finished water main.

Consulting Engineer Stuart W Sibold, P.E.
The EADS Group
1126 Eighth Ave.
Altoona, PA 16602

Permit to Construct 6/5/2012
Issued:

**Permit No. 2112506 MA, Minor Amendment, Public
Water Supply.**

Applicant **Ms. Betty Nelson**

Municipality Lower Frankford Township

County **Cumberland**

Responsible Official Betty P Nelson, Owner
16 Betty Nelson Court Lot #8
Carlisle, 17013

Type of Facility Betty Nelson Mobile Home
Park-installation of 120 feet of
12-inch chlorine contact piping
and demonstration of 4-log
treatment of viruses.

Consulting Engineer 1 - Not Available

Permit to Construct 6/14/2012
Issued:

Operations Permit issued to: **Pennsylvania-
American Water**, 7220017, South Hanover Township,
Dauphin County on 6/11/2012 for the operation of
facilities approved under Construction Permit No.
2210502.

Operations Permit issued to: **Newport Borough
Water Authority**, 7500022, Oliver Township, **Perry
County** on 6/15/2012 for the operation of facilities ap-
proved under Construction Permit No. 5010505 MA.

Operations Permit issued to: **Littlestown Borough
Authority**, 7010022, Littlestown Boro & Twp., Germany
Twp., **Adams County** on 6/14/2012 for the operation of
facilities approved under Construction Permit No.
0111504.

Operations Permit issued to: **Oley Township Muni-
cipal Authority**, 3060053, Oley Township, **Berks County**
on 6/7/2012 for the operation of facilities approved under
Construction Permit No. 0612503 MA.

Operations Permit issued to: **Dudley-Carbon-
Coalmon Joint Municipal Authority**, 4310011, Car-
bon Township, **Huntingdon County** on 6/7/2012 for the
operation of facilities submitted under Application No.
3112501 MA.

Operations Permit issued to: **Crestview Village
MHP**, 7220024, Londonderry Township, **Dauphin
County** on 6/14/2012 for the operation of facilities ap-
proved under Construction Permit No. 2211510 MA.

Operations Permit issued to: **Four Quarter Inter-
faith Sanctuary**, 4050912, Mann Township, **Bedford
County** on 6/14/2012 for the operation of facilities sub-
mitted under Application No. 0512517 MA.

Operations Permit issued to: **Youth Forestry Camp
#3**, 4310014, Todd Township, **Huntingdon County** on
6/11/2012 for the operation of facilities submitted under
Application No. 3112503 MA.

*Southwest Region: Safe Drinking Water Program Man-
ager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

Permit No. 0212508, Public Water Supply.

Applicant **Pennsylvania American
Water Company**
800 West Hersheypark Drive
PO Box 888
Hershey, PA 17033

[Borough or Township] Robinson Township

County **Washington**

Type of Facility Valley Street and Bordo Lane
extension; booster pump station

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

Permit to Construct May 16, 2012
Issued

Operations Permit issued to: **Authority of the Bor-
ough of Charleroi**, 3 McKean Avenue, PO Box 211,
Charleroi, PA 15022, (PWSID #5630039) Fallowfield
Township, **Washington County** on May 18, 2012 for the
operation of facilities approved under Construction Per-
mit # 6309501.

Operations Permit issued to: **The Borough of
Ambridge Water Authority**, 600 Eleventh Street,
Ambridge, PA 15003, (PWSID #5040008) Independence
Township, **Beaver County** on May 18, 2012 for the
operation of facilities approved under Construction Per-
mit # 0410509.

Permit No. 1112501MA, Minor Amendment. Public
Water Supply.

Applicant **Cresson Township Municipal
Authority**
717 Portage Road
Cresson, PA 16630

[Borough or Township] Cresson and Munster Townships
 County **Cambria**
 Type of Facility Water system
 Consulting Engineer Hegemann and Wray
 Consulting Engineers
 429 Park Avenue
 Cresson, PA 16630
 Permit to Construct May 16, 2012
 Issued

Permit No. 0212509MA, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 PO Box 888
 Hershey, PA 17033

[Borough or Township] Independence Township
 County **Washington**
 Type of Facility First Street extension
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 PO Box 200 Indianola, PA 15051
 Permit to Construct May 16, 2012
 Issued

Permit No. 0212510MA, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 PO Box 888
 Hershey, PA 17033

[Borough or Township] Cecil Township
 County **Washington**
 Type of Facility Reissing Road extension
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 PO Box 200
 Indianola, PA 15051
 Permit to Construct May 16, 2012
 Issued

Permit No. 0212511MA, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 PO Box 888
 Hershey, PA 17033

[Borough or Township] Mount Pleasant Township
 County **Washington**
 Type of Facility McCarrell Road extension
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 PO Box 200
 Indianola, PA 15051
 Permit to Construct May 16, 2012
 Issued

Permit No. 0212512MA, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 PO Box 888
 Hershey, PA 17033

[Borough or Township] North Franklin Township
 County **Washington**
 Type of Facility Scenic Drive extension
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 PO Box 200
 Indianola, PA 15051

Permit to Construct May 16, 2012
 Issued

Permit No. 0212513MA, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 PO Box 888
 Hershey, PA 17033

[Borough or Township] Mount Pleasant Township
 County **Washington**
 Type of Facility Washington Avenue extension
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 PO Box 200
 Indianola, PA 15051

Permit to Construct May 16, 2012
 Issued

Permit No. 0212514MA, Minor Amendment. Public Water Supply.

Applicant **Pennsylvania American Water Company**
 800 West Hersheypark Drive
 PO Box 888
 Hershey, PA 17033

[Borough or Township] Jefferson Township
 County **Washington**
 Type of Facility Cole School Road and Campbell Road extension
 Consulting Engineer Bankson Engineers, Inc.
 267 Blue Run Road
 PO Box 200
 Indianola, PA 15051

Permit to Construct May 16, 2012
 Issued

Permit No. 3012501MA, Minor Amendment. Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**
 PO Box 187
 1442 Jefferson Road
 Jefferson, PA 15344

[Borough or Township] Franklin and Center Townships
 County **Greene**
 Type of Facility Water system

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

Permit to Construct May 18, 2012
Issued

Permit No. 0409508GWR, Minor Amendment. Public Water Supply.

Applicant **Beaver Borough Municipal Authority**
469 Third Street
Beaver, PA 15009

[Borough or Township] Beaver Borough

County **Beaver**

Type of Facility Water system

Consulting Engineer Chas. F. Etta
Consulting Engineering
PO Box 407
Sewickley, PA 15143-0407

Permit to Operate May 19, 2012
Issued

Permit No. 1110508GWR, Minor Amendment. Public Water Supply.

Applicant **Spangler Municipal Authority**
1202 Philadelphia Street
Northern Cambria, PA 15714

[Borough or Township] Barr Township

County **Cambria**

Type of Facility Water system

Consulting Engineer Stiffler McGraw and Associates
1731 North Juniata Street
Hollidaysburg, PA 16648

Permit to Operate May 18, 2012
Issued

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

Operation Permit issued to **Linesville Borough Municipal Authority**, PWSID #6200027, Linesville Borough, **Crawford County**. Permit Number 2011503 issued June 8, 2012 for the operation of the modifications to the Penn Street Reservoir and pump station. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on June 7, 2012.

Operation Permit issued to **UPMC Senior Communities, Inc.**, PWSID #6610002, Sugar Creek Borough, **Venango County**. Permit Number 6179501-T1-MA2, issued June 14, 2012 for the operation of 4-Log treatment of viruses for Entry Point 102. This action is taken under the requirements of the Groundwater Rule.

Construction/Operation Permit issued to **Forbes Milk and Water Transport**, PWSID #6376590, Hickory Township, **Lawrence County**, June 14, 2012, authorizing Forbes Milk and Water Transport as a bulk water hauler. This permit is issued with the understanding that the approved sources of supply are Aqua Pennsylvania, Inc.-Shenango Valley WTP (PWSID 6430054), and Buhl Community Water System (PWSID 6430049). It should be noted, Forbes Milk and Water Transport must first obtain an operation permit before any additional bulk water truck(s) and additional supply source(s) can be utilized.

Construction and Operation authorized simultaneously under permit number 6376590 issued June 14, 2012.

Permit No. 3391502-MA3 Public Water Supply

Applicant **Knox Township Municipal Authority**

Township or Borough Knox Township

County **Jefferson**

Type of Facility Public Water Supply

Consulting Engineer Brian S. Sekula, P.E.
The EADS Group, Inc. (Clarion)
15392 Route 322
Clarion, PA 16214

Permit to Construct June 15, 2012
Issued

Operation Permit issued to **St. Paul Homes**, PWSID #6430024, West Salem Township, **Mercer County**. Permit Number 4388501-MA1 issued June 15, 2012 for the operation of the 100,000 gallon steel elevated water storage tank known as the "North Tank" located at the St. Paul Homes facility. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on June 13, 2012.

Source Water Protection Plan Approval issued to **Pennsylvania American Water—New Castle**, 2736 Ellwood Road, New Castle, PA 16101, PWSID No. 6370034, City of New Castle, **Lawrence County** on June 13, 2012

Source Water Protection Plan Approval issued to **Fox Township - Toby Water**, P. O. Box 184, Kersey, PA 15846, PWSID No. 6240008, Fox Township, **Elk County** on June 13, 2012.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

Borough or Township	Borough or Township Address	County
Jackson Township	1275 Huntsville Road Jackson Township, PA 18708	Luzerne

Plan Description: The Component 3M Module proposes the construction of a gravity and low-pressure wastewater collection and conveyance system to serve 19 properties within the Bulford Farms Development as described in the Module's project narrative and illustrated on the Module's plot plan. Wastewater from the project area will be conveyed, via a new gravity interceptor, to a connection point located in the Sutton Hills area of Jackson Township as shown on the Module's plot plan. From this connection point, wastewater from the project area will flow through the existing Jackson Township Wastewater Collection/Conveyance System to the Dallas Area Municipal Authority's (DAMA) Main Pumping Station. The project area's wastewater will then be conveyed through DAMA's conveyance system to the Wyoming Valley Sanitary Authority's (WVSA) conveyance system at its Loveland Pump Station with conveyance to the WVSA Wastewater Treatment Facility through force mains and gravity interceptor lines owned and operated by WVSA as shown in the drawings found in the Module. No modifications of the DAMA or WVSA wastewater conveyance

facilities will be required to facilitate the conveyance of the project area's wastewater from Jackson Township to the WVSA Wastewater Treatment Facility. Treatment of the project area's wastewater will occur at WVSA's Wastewater Treatment Facility located in Hanover Township, Luzerne County. Treated wastewater will be ultimately discharged to the Susquehanna River.

Financing of the project's proposed wastewater collection and conveyance systems is to be provided by the Township through a private bank loan and through capital contributions from each of the property owners to be serviced by the proposed wastewater collection system.

In accordance with the provisions of the Pennsylvania Sewage Facilities Act, 35 P. S. §§ 750.1—750.20(a) (Act 537), and Chapter 71 of the Department's regulations (25 Pa. Code Ch. 71), the Department will hold Jackson Township responsible for the complete and timely implementation of the Module's selected wastewater disposal alternative as listed in the Module's Project Narrative and its corresponding schedule of implementation.

Any additional wastewater-related improvements, additions, deletions or changes outside of those *explicitly* described in the Module and its correspondence, must be in compliance with the Department's regulations and be submitted to and approved by the Department in writing.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Port Matilda Borough	400 South High Street, P. O. Box 156 Port Matilda, PA 16870	Centre

Plan Description: The approved plan provides for the continued use of the existing Port Matilda Borough Authority Wastewater Treatment Plant, by both Port Matilda Borough and a portion of western Worth Township. The wastewater treatment plant is projected to have sufficient capacity for the next fifteen years, with the process of initiating a plant upgrade set to begin when the current facilities reach eighty percent (80%) of capacity. The plan also documented the need to immediately raise the quarterly EDU user rate costs, with the need to evaluate additional rate cost increases annually, so as to maintain financial soundness. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Morris Township	PO Box 281, Alexandria PA 16611	Huntingdon

Plan Description: The planning module for the Emily Estates Subdivision Amendment, DEP Code No. A3-31927-039-2A, APS Id 663529, consisting of a proposed change in use of a previously approved 31 lot single

family residential subdivision using individual on lot sewage disposal systems to a 31 lot age restricted development providing for two cottages per lot using community on lot sewage disposal systems is disapproved. The proposed development is located on the west side of State Road 45 approximately 0.5 mile north of its intersection with State Road 453 in Morris Township. This plan is disapproved because the plan failed to adequately address the ownership, operation and maintenance of the community on lot sewage disposal systems that will serve each two cottage arrangement as required by Chapter 71, Section 71.72.

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

**Notice of Proposed Interim Response
Oreville Quarry Site, Longswamp Township,
Berks County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.102—6020.1303) (HSCA) is proposing an interim response at the Oreville Quarry Site.

The site is a former iron ore quarry located on Old Topton Road in Longswamp Township, Berks County, Pennsylvania. Groundwater serving residential wells has been found to be contaminated with tetrachloroethylene, also referred to as perchloroethylene, or PCE. The Department conducted a prompt interim response at this site in August 2003 to provide and maintain individual water treatment units to eight impacted residences. This action was taken to protect public health and safety. For the last three years semi-annual sampling results for water supply wells have been below the safe drinking water Maximum Contaminant Level of 5 ppb for PCE. The Department will give the residents the option of retaining and maintaining their treatment system or have the Department remove the system.

Deteriorated drums have been identified in the western portion of the former iron ore quarry, several of which were partially filled with waste. Arsenic, barium, cadmium, lead, and nickel in the contaminated soil constitute an open exposure pathway for dermal contact and ingestion. The proposed response for the site includes the removal of visible drums and debris, the installation of a soil cover, the application of environmental covenants restricting property use, as well as the installation of a gate on the access road to limit access. These measures will provide overall, long-term protection to human health and the environment, comply with a site specific cleanup standard, and be a cost effective response.

The Department is providing this notice under sections 505(b) and 506(b) of HSCA (35 P. S. §§ 6020.505(b) and 6020.506(b)), and the publication of this notice starts the administrative record period under HSCA. The Administrative Record, which contains information about this site and which supports the Department's decision to perform this action at the site, is available for public review and comment. The Administrative Record can be examined from 8:00 a.m. to 4:00 p.m. at the Department's Southcentral Regional Office located at 909 Elmerton Avenue, Harrisburg, PA 17110, by contacting Elise Juers at 717.705.4852. The Administrative Record can also be reviewed at the Longswamp Township Office located at 1112 State Street, Mertztown, PA 19539 from 9:00 a.m. to 4:00 p.m. by calling 610. 682.7388.

The Administrative Record will be open for comment from the date of publication of this notice in the *Pennsylvania Bulletin* on June 30, 2012, and will remain open for 90 days. Persons may submit written comments regarding this action to the Department before September 28, 2012, by mailing them to Elise Juers, Project Manager at the Regional Office address.

The public will have an opportunity to present oral comments regarding the proposed action at a public hearing. The hearing has been scheduled for August 2, 2012, at 7:00 p.m. at the Longswamp Township Office located at 1112 State Street, Mertztown, PA. Persons wishing to present formal oral comment at the hearing should register before 4:00 p.m., July 31, 2012 by calling Elise Juers at 717.705.4852. There will be an informational presentation of the investigations conducted at the site and the Department's planned activities prior to the hearing.

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 call Elise Juers at 717 705.4852 or through the Pennsylvania AT&T Relay Service at 1-800.654.5984 (TDD) to discuss how the Department may accommodate their needs.

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 con-

cerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Millersville University Lancaster Campus/PA Academy of Music, 42 North Prince Street, Lancaster, PA 17603, City of Lancaster, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of Union Community Bank, 570 Lausch Lane, Lancaster, PA 17601, submitted a Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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.

Strohl Automotive, 7831 Main Street, Upper Macungie Township, **Lehigh County**. Mr. Jamie Kleinle, Barry Isett & Associates, Inc., 85 South Route 100 & Kressler Lane, Allentown, PA 18106 submitted a Final Report on behalf of his client, Strohl Automotive, 7831 Main Street, Fogelsville, PA 18051, concerning the remediation of soil found to have been impacted by lead as a result of discharged automobile fluids below the concrete floor slab onto the ground surface due to an unlined floor drain at this automobile dealership/service center and former gas filling station. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on June 7, 2012.

Former Deichman-Walker Chevrolet, 3600 William Penn Highway, Palmer Township, **Northampton County**. Sandra Szempruch-Koza, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 submitted a Final Report on behalf of her client, T&T Equities, LLC, 3903 Hecktown Road, Easton, PA 18045, concerning the remediation of soil found to have been impacted by toluene and ethylbenzene as a result of spills and/or leaks from the paint waste cabinet at this former automobile dealership. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on June 7, 2012.

Heitsman 2V/4H Well Site, Troy Road and State Route 19, Dimock Township, **Susquehanna County**. James Pinta and David Testa, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report on behalf of their client, Cabot Oil & Gas Corporation, Five Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of soil found to have been impacted by drilling mud and hydraulic fracturing fluid as a result of releases to the site. The report documented attainment of the Residential Statewide Health Standard and Background Standard for soil and was approved on June 7, 2012.

Grasserbauer Property, 1998 Railroad Avenue, Upper Mount Bethel Township, **Northampton County**. David A. Everitt, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 submitted a Final Report on behalf of his client, Doris Grasserbauer, 1998 Railroad Avenue, Mount Bethel, PA 18343, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of an accidental fuel spill during heating fuel delivery. The report documented attainment of the Statewide Health Standard for soil and was approved on June 8, 2012. The report was originally submitted within 90 days of the release.

B. Severcool 1V/2H Well Site, State Route 29, Dimock Township, **Susquehanna County**. James Pinta

and David Testa, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report on behalf of their client, Cabot Oil & Gas Corporation, Five Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of soil found to have been impacted by materials being released below the reserve pit liner. The report documented attainment of the Residential Statewide Health Standard and the Background Standard for soil and was approved on June 7, 2012.

Depaola 2H/3H Well Site, 7837 State Route 29, Dimock Township, **Susquehanna County**. James Pinta and David Testa, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report on behalf of their client, Cabot Oil & Gas Corporation, Five Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of soil found to have been impacted by drill cuttings being released below the reserve pit liner. The report documented attainment of the Residential Statewide Health Standard and Background Standard for soil and was approved on June 12, 2012.

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

Reading LLC / former O. Ames Facility, 1122-1142 Butler Street, Reading, PA 19601, City of Reading, **Berks County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pottsville, PA 18073, on behalf of David Leland, 1061 River Wind Circle, Vero Beach, FL 32967, submitted a combined Remediation Investigation and Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil and gasoline. The combined report demonstrated attainment of the Site-Specific and Background standards, and was approved by the Department on June 6, 2012.

Lancaster Shopping Center, 1605-1659 Lititz Pike, Manheim Township, **Lancaster County**. Island Environmental Inc., 4253 Old National Pike, Suite 4, Middletown, MD 21769, on behalf of Federal Realty Investment Trust, 1626 East Jefferson Street, Rockville, MD 20852 and Manheim Associates, 33 Evergreen Place, East Orange, NJ 07018, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on June 15, 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); 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 (25 Pa. Code § 287.611 relating to authorization for general permit).

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

General Permit No. WMGR038-SC005. Mahantango Enterprises, Inc., 2100 Old Trail Road, Liverpool, PA 17045. The Department of Environmental Protection has issued a Determination of Applicability under General Permit WMGR038 to Mahantango Enterprises, Inc., for the reuse and beneficial use of whole waste tires, tire chips, baled tires, tire shreds, and crumb rubber, limited

for use in recapping, as fuel in boilers or other combustion units, in civil engineering practices, and as an ingredient in or as a commercial product. This Determination of Applicability was issued on June 8, 2012.

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

AIR QUALITY

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

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

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

GP3-09-0107: Terra Technical Services, LLC. (1200 Langhorne Newtown Road, Langhorne, PA 19428) on June 14, 2012, to operate a portable nonmetallic mineral processing plant in Middletown Township, **Bucks County**.

GP9-09-0035: Terra Technical Services, LLC. (1200 Langhorne Newtown Road, Langhorne, PA 19428) on June 14, 2012, to operate an I.C. engine in Middletown Township, **Bucks County**.

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

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

66-329-017GP9: Atlantic Contracting & Material Co., Inc. (9712 Dorval Avenue, Upper Marlboro, MD 20772) on June 7, 2012, to install and operate a Diesel I/C engine in Monroe Township, **Wyoming 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

GP1-67-03003: Hanover Hospital (300 Highland Avenue, Hanover, PA 17331) on June 14, 2012, for the two natural gas/#2 oil-fired boilers at the hospital facility in Hanover Borough, **York County**. The GP1 authorization was renewed.

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

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

GP5-53-117B: Seneca Resources Corp. (2131 Mars Court, Bakersfield, CA 93308) on June 6, 2012, to construct and operate a 840 brake horsepower, Waukesha model VHP-F3524GSI, 4-stroke, rich-burn, natural gas-fired engine and a 20 MMscf/day, Tri-ethylene glycol dehydrator pursuant to the General Plan Approval And/Or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facil-

ities (BAQ-GPA/GP5) at the DCNR Tract 001 Booster Compressor Station in Sweden Township, **Potter County**.

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

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

GP5-32-00414: Kriebel Minerals, Inc. (633 Mayfield Drive, P. O. Box 765, Clarion, PA 16214) on June 13, 2012, to install and operate one (1) G379 NA Caterpillar, 4SRB gas fired compressor engine, rated at 330 bhp, one (1) Natco dehydrator (TEG) rated at 1.2 MMscfd attached to a reboiler rated at 0.25 MMBtu/hr, and four (4) condensate storage tanks, two (2) with a capacity of 2,100 gallons and other two (2) with a capacity of 4,200 gallons at their Josephine Compressor Station in Burrell Township, **Indiana County**.

GP1-63-00971: Equitrans, LP (625 Liberty Avenue Suite 1700, Pittsburgh, PA 15222) on June 14, 2012, to construct and operate one (1) natural gas-fired boiler, rated at 15 MMBtu/hr, at the proposed Ginger Hill Site in Bentleyville Borough, **Washington County**.

GP5-30-00196B: Laurel Mountain Midstream Operating, LLC (Westpointe Center Three 1605 Coraopolis Heights Road, Moon Township, PA 15108) on June 14, 2012, to construct and operate sources and controls associated with a natural gas production facility at their Cantaral Compressor Station in Franklin Township, **Greene County**.

GP5-32-00386C: Mountain Gathering, LLC (Mountain Gathering, LLC, 810 Houston Street, Suite 2000, Fort Worth, TX 76102) on June 14, 2012, to construct and operate sources and controls associated with a natural gas production facility at their Malone Compressor Station in Conemaugh Township, **Indiana County**.

GP3-65-01019A: Contract Crushing, Inc. (432 Quarry Road, Elysburg, PA 17824) on June 18, 2012, to relocate and operate a portable crusher at their Tube City IMS/Patton Site, in Rostraver Township, **Westmoreland County**.

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

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

GP5-42-237A: Triana Energy LLC—Minard Run Plant (Off SR 770, Bradford, PA 16701) on June 8, 2012, to operate a 5 MMSCF/d capacity glycol dehydrator/reboiler (BAQ-GPA-GP-5) in Bradford Township, **McKean County**.

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

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

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

09-0192: Waste Management of PA, Inc. (1000 New Ford Mill Road, Morrisville, PA 19067) on June 13, 2012, to operate their bulk material handling system operations in Falls Township, **Bucks County**

09-0059A: Saint Mary Medical Center (1201 Langhorne-Newtown Road, Langhorne, PA 19047) on

June 14, 2012, to remove hours of operation restriction on the 1,000 kW internal combustion generator used for Peak Shaving and emergency use, at their facility in Middletown Township, **Bucks County**. The generator is limited to 45 minutes per month testing for maintenance during the ozone season. St. Mary's is required by the Joint Commission, a hospital accreditation organization, to test the generator a minimum of 30 minutes a month with a 30 minute warm-up and 30 minute cool-down period. This exceeds the permitted limit. In order for St. Mary's to maintain their accreditation the Department agreed to remove this part of the condition. St. Mary's will still limit the hours of testing to between 5pm and 11pm during the ozone season. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

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

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

65-00101C: MAX Environmental Technologies, Inc. (1815 Washington Road, Pittsburgh, PA 15241) on June 14, 2012, to extend the period of temporary operation of the electric arc furnace dust treatment system and dust collector authorized under plan approval PA-65-00101C until December 15, 2012, at the Yukon Facility in South Huntingdon Township, **Westmoreland County**.

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

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

21-05039: Land O Lakes, Inc. (405 Park Drive, Carlisle, PA 17013-9270) on June 7, 2012, for their milk processing plant in South Middleton Township, **Cumberland County**. The State-only permit was renewed.

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

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

25-00045: Saint Vincent Health Center (232 West 25th Street, Erie, PA 16544) on June 13, 2012, renewed the State Only Operating Permit for the health center located in the City of Erie, **Erie County**. The sources at the facility include 3 natural gas-fired boilers, a histology lab, and 4 diesel-fired emergency generators. This facility is a Synthetic Minor. The facility has taken an elective restriction of 500 hours per year of operation for each diesel engine generator. And the histology lab is restricted to a VOC emission limit of 3.25 tpy. Based on these restrictions, the potential emissions for this facility are 70.85 tpy NO_x; 0.89 tpy SO₂; 54.69 tpy CO; 5.34 tpy PM; and 6.72 tpy VOCs. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

46-00019: Lockheed Martin Corp. (230 East Mall Blvd, King of Prussia, PA 19406) on June 14, 2012, in Upper Merion Township, **Montgomery County**. Lockheed Martin is a Synthetic Minor facility, operating under SMOP 46-00019. The amendment incorporates the conditions from Plan Approval 46-0019A (installation of two (2) 2,000 kW internal combustion emergency generators). Lockheed Martin only installed one (1) 2,000 kw emergency generator and have no plans to install the 2nd generator at this time. Administrative Amendment of State Only Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001-4015) and 25 Pa. Code § 127.450.

46-00141: TSG Finishing, LLC (1400 Welsh Road, North Wales, PA 19454) on June 14, 2012, for an Administrative Amendment to State Only (Synthetic Minor) Operating Permit No. 46-00141 for their facility in Montgomery Township, **Montgomery County**. The Administrative Amendment reflects the change of ownership from TSG, Inc., Synfin Industries Division.

The Administrative Amendment is issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

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

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

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

TV-04-00059: IPSCO Koppel Tubulars Corp. (PO Box 750, Beaver Falls, PA 15010). Per Title 25 Pa Code Section 127.449(i), this Notice is for the following de minimis emission increase at the IPSCO Koppel Tubulars Corp. facility located in Koppel Borough, **Beaver County**:

The selective demolition project will not exceed 1,500 hours in duration; add-on particulate controls will not be utilized due to the nature of the demolition; PM₁₀ emissions for the duration of the project will not exceed 0.3 tons; and this project will not trigger the requirements of Title 25 PA Code Subchapter E.

The list of de minimis increases includes:

2012	Selective Demolition Project
2011	Ladle Skull Cutting.
2011	Torch Fuels.
2007-08	Ladle Skull Cutting.

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

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

42-00028: Saint Gobain Containers—Port Allegany (One Glass Place, Port Allegany, PA 16743), for its facility

located in Port Allegany Borough, **McKean County**. The De minimis emission increase is for the installation of a separate Shop 12 conveyor cooling air fan and subsequent production increase in Furnace #1. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby ap-

proves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the Title V Operating Permit issuance on February 24, 2009.

Date	Source	PM ₁₀ (tons)	SO _x (tons)	NO _x (tons)	VOC (tons)	CO (tons)
6-13-12	Furnace #1	0.08	0.2	0.32	0.02	0.02
Total Reported Increases		0.08	0.2	0.32	0.02	0.02
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

Coal Permits Actions

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

11060102 and NPDES Permit No. PA0262200, E. P. Bender Coal Company, Inc., P. O. Box 594, Carrolltown, PA 15722, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Reade Township, **Cambria County**, affecting 73.0 acres. Receiving stream(s): unnamed tributaries to/and Fallentimber Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 28, 2011. Permit issued: June 12, 2012.

32070106 and NPDES No. PA0262447, Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, permit renewal for reclamation only of a bituminous surface mine in Center Township, **Indiana County**, affecting 35.7 acres. Receiving stream(s): UTS to Two Lick Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 16, 2012. Permit issued: June 12, 2012.

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

35090101C and NPDES Permit No. PA0225258, Maco Associates, Inc., (400 Mill Street, PA 18512),

correction to an existing anthracite surface mine and coal refuse reprocessing operation for a boundary correction and include a non-discharge NPDES Permit in Fell Township and City of Carbondale, **Lackawanna County** affecting 1700.0 acres, receiving stream: Lackawanna River. Applications received: July 19, 2011 and January 17, 2012. Correction issued: June 12, 2012.

Noncoal Permits Actions

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

BMR GP-103-56121001-GP104, New Enterprise Stone & Lime Company, Inc., Box 77, Church Street, New Enterprise, PA 16664. General NPDES Permit for stormwater discharges associated with mining activities on a Short Term Construction GP-103-56121001 located in Somerset Township, **Somerset County**. Receiving stream: Unnamed Tributary to Wells Creek classified for the following uses: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Coverage received: May 1, 2012. Coverage issued: June 14, 2012.

BMR GP-103-56121001, New Enterprise Stone & Lime Company, Inc., Box 77, Church Street, New Enterprise, PA 16664. Registration for coverage under Short Term Construction General Permit, GP-103, located in Somerset Township, **Somerset County**. Receiving stream: Unnamed Tributary to Wells Creek classified for the following uses: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: January 12, 2012. Coverage issued: June 14, 2012.

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

7973SM3T and NPDES Permit No. PA0594369, Naceville Materials, (6100 Easton Road, Pipersville, PA 18947), transfer of an existing quarry operation and NPDES Permit for discharge of treated mine drainage in Wrightstown Township, **Bucks County** affecting 60.0 acres, receiving stream: Mill Creek. Application received: January 13, 2012. Transfer issued: June 13, 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

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

08124133. Hayduk Enterprises, Inc. (257 Riverside Drive, Factoryville PA 18419). Blasting for pipeline located in Terry Township, **Bradford County**. Permit issued: June 7, 2012. Permit expires: June 30, 2013.

41124004. Discovery Acquisition Services (4141 Katy Hockley Road, Katy TX 77493). Blasting for seismic exploration located in Gamble, Hepburn, Eldred, Upper Fairfield, Plunketts Creek, and Cascade Townships; **Lycoming County**. Permit issued: June 7, 2012. Permit expires: October 30, 2012.

41124003. Brainard Explosives LLC (3978 SR 2073, Kingsley, PA 18826-0980). Blasting for project Warner North located in Penn Township, **Lycoming County**. Permit issued: June 7, 2012. Permit expires: December 31, 2012.

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

36124130. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Irvin Zimmerman in Earl Township, **Lancaster County** with an expiration date of August 30, 2012. Permit issued: June 13, 2012.

39124104. Schlouch, Inc., (P. O. Box 69, Blandon, PA 19510), construction blasting for Prologis Greentree in Lower Macungie Township, **Lehigh County** with an expiration date of June 11, 2013. Permit issued: June 13, 2012.

46124108. Schlouch, Inc., (P. O. Box 69, Blandon, PA 19510), construction blasting for Mary J. Drexel home in Lower Merion Township, **Montgomery County** with an expiration date of June 11, 2013. Permit issued: June 13, 2012.

58124013. John Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for the Rodenburg Montrose Extension in Dimock, Jessup and Springville Townships, **Susquehanna County** with an expiration date of December 31, 2012. Permit issued: June 14, 2012.

58124014. John Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for Range Unit Site #41 in New Milford Township, **Susquehanna County** with an expiration date of December 31, 2012. Permit issued: June 14, 2012.

66124002. John Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for the Harris Paving Expansion in Lemon Township, **Wyoming County** with an expiration date of July 31, 2012. Permit issued: June 14, 2012.

36124131. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Daren Good Chicken Houses in Ephrata Township, **Lancaster County** with an expiration date of October 30, 2012. Permit issued: June 14, 2012.

66124111. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Vandermark Crane Gathering Line in Windham Township, **Wyoming County** with an expiration date of June 30, 2013. Permit issued: June 14, 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

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.

E22-560. Lower Paxton Township, 425 Prince Street, Harrisburg, Pennsylvania 17109, in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District

To remove an existing structure and to: 1) construct and maintain a 50.0-foot long, 6.0-inch depressed, 33.0-inch by 49.0-inch corrugated metal pipe arch in Nyes Run (WWF); 2) relocate 65.0 feet of Nyes Run (WWF); and 3) place and maintain 71.0 cubic yards of fill in the floodway of Nyes Run (WWF), all for the purpose of correcting

flooding conditions on Old Farm Lane. No wetlands will be impacted by this project. The project is located at the intersection of Old Farm Lane and Nyes Road (Harrisburg East, PA Quadrangle; N: 11.9 inches, W: 3.8 inches; Latitude: 40°18'53", Longitude: -76°46'35") in Lower Paxton Township, Dauphin County.

E36-877: Linford Good, Landis Homes Community, 1001 East Oregon Road, Lititz, Pennsylvania 17543, in Manheim Township, **Lancaster County**, ACOE Baltimore District

To construct and maintain a stream restoration project including: 1) bank grading along 327.0 feet of Kurtz Run (WWF); 2) the relocation of 1,988.0 feet of Kurtz Run (WWF); 3) bank grading along 151.0 feet of an unnamed tributary to Kurtz Run (WWF); 4) the relocation of 782.0 feet of an unnamed tributary to Kurtz Run (WWF); 5) the creation of 375.0 feet of new stream channel; 6) the installation and maintenance of four root wads, four log vanes, two toe wood bank protectors, two log sills, and one rock sill grade control structure; 7) the removal of a 1.9-acre manmade pond; 8) to remove the existing structure and to construct and maintain a single span bridge having a normal span of 30.0 feet, a width of 13.0 feet, and a minimum underclearance of 10.0 inches; 9) the removal of a total of 25,000.0 cubic yards of topsoil from the floodways and floodplains of Kurtz Run and its unnamed tributary; 10) the installation and/or modification of eight storm water outfalls (five 15.0-inch diameter

HDPE; one 24.0-inch diameter HDPE; and two 36.0-inch diameter HDPE) and associated riprap aprons in the floodplains of Kurtz Run and its unnamed tributary; and 11) three temporary ford road crossings in Kurtz Run and its unnamed tributary. The project will permanently impact 0.12 acre of PEM wetland. The applicant is required to create a minimum of 0.12 acre of replacement wetland to compensate for the impacts and proposes the creation of 5.72 acres of wetlands. The project is located approximately 0.38 mile east of the intersection of John Landis Road and SR 0722 (Lancaster, PA Quadrangle; N: 20.5 inches, W: 1.75 inches; Latitude: 40°06'43", Longitude: -76°15'45") in Manheim Township, Lancaster County.

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

E17-475. Houtzdale Municipal Authority, 561 Kirk Street, Houtzdale, PA 16651-8817. Ramey Water Main Replacement Project, Gulich and Woodward Townships, **Clearfield County**, ACOE Baltimore District (Ramey, PA Quadrangle, Latitude: 40° 18' 18.58"; Longitude: 78° 23' 36.98").

The applicant has proposed to replace, operate and maintain the existing 7,100-feet of the Ramey Water Supply pipeline with an 8-inch diameter main lines and laterals requiring encroachment of the following four (4) waterways and three (3) wetlands:

<i>Encroachment ID</i>	<i>Activity</i>	<i>Resource</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
Beaver Run Trib.	Permanent Water Line	Stream	CWF-MF	40° 48' 36"	78° 23' 24"
Wetland 1	Permanent Water Line	Wetland	CWF	40° 48' 28"	78° 23' 32"
Wetland 2	Permanent Water Line	Wetland	EV	40° 48' 37"	78° 23' 24"
Wetland 3	Permanent Water Line	Wetland	CWF	40° 48' 41"	78° 23' 20"
Beaver Run Trib.	Permanent Water Line	Stream	CWF	40° 48' 24"	78° 23' 35"
Beaver Run Trib.	Permanent Water Line	Stream	CWF	40° 48' 41"	78° 23' 20"
Beaver Run Trib.	Permanent Water Line	Stream	CWF	40° 48' 48"	78° 23' 12"

Construction of the pipeline, crossing the above listed waterways, shall be performed in dry work conditions by boring. Since Beaver Run and its tributaries are wild trout fisheries, no construction or future repair work shall be completed in or along the stream channels between October 1 and December 31 without prior written approval from the Pennsylvania Fish and Boat Commission. The project is located along the southern right-of-way of SR 0253 (Ramey, PA Quadrangle, Latitude: 40° 18' 18.58"; Longitude: 78° 23' 36.98") in Gulich Township and Woodward Township, Clearfield County. This permit also authorizes construction, operation, maintenance and removal of temporary road crossings, cofferdams and stream diversions necessary for construction activities. All impacts associated with the temporary structures, approved by this permit, shall be temporary impacts and no mitigation shall be required. The project poses 0.024-acre of temporary wetland impact for water pipeline crossings, for which no mitigation shall be required.

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

E62-428, Youngsville Borough, 40 Railroad Street, Youngsville, PA 16371. Brokenstraw Creek Bike/Hike Trail, in Youngsville Borough, **Warren County**, ACOE

Pittsburgh District (Youngsville, PA Quadrangle N: 41°, 40', 34"; W: -79°, 35', 33").

To construct and maintain a multiuse recreational trail parallel to and in the floodplain of Brokenstraw Creek beginning at Island Park and ending at a point near the Route 6 interchange in the Borough of Youngsville. The trail will have a total length of approximately 2 miles, an average width of 8 feet, and will permanently impact approximately 0.044 acre of Palustrine Scrub Shrub wetlands.

District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701

E0829-040: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 6 inch diameter natural gas line impacting 21 linear feet of an unnamed tributary to Panther Lick Creek (CWF, MF) and impacting 37 square feet of an adjacent Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41°36'20", Longitude: -76°16'19").

The project will result in 21 linear feet or 11 square feet of temporary stream impacts, 37 square feet (0.01

acre) of PEM temporary wetland impacts all for the purpose of installing a natural gas line with associated access roadways for Marcellus shale 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 acres) of permanent wetland impacts, all for the purpose of installing a natural gas pipeline and temporary construction access.

E4129-027: Chief Gathering LLC, 6051 Wallace Road, Suite 210, Wexford, Pa 15090, Penn Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) one 16 inch natural gas pipeline and a temporary road crossing using a timber mat bridge impacting 86 linear feet of Sugar Run (CWF, MF) and 3997 square feet of adjacent palustrine scrub-shrub (PSS) wetlands (Picture Rocks PA Quadrangle 41°16'03"N 76°39'21"W),

2) one 16 inch natural gas pipeline and a temporary road crossing using a timber mat bridge impacting 169 linear feet of an unnamed tributary to Big Run (CWF, MF) (Picture Rocks PA Quadrangle 41°16'01"N 76°38'32"W),

3) one 16 inch natural gas pipeline impacting 42 square feet of a palustrine emergent (PEM) wetland (Picture Rocks PA Quadrangle 41°16'00"N 76°37'56"W),

4) one 16 inch natural gas pipeline bored to avoid impacting 112 linear feet of Big Run (CWF, MF) and unnamed tributaries to Big Run (CWF, MF) and 8946 square feet of adjacent palustrine forested (PFO) wetland (Picture Rocks PA Quadrangle 41°16'17"N 76°37'38"W),

5) one 16 inch natural gas pipeline and a temporary road crossing using a timber mat bridge impacting 129 linear feet of an unnamed tributary to Big Run (CWF, MF) (Picture Rocks PA Quadrangle 41°16'19"N 76°37'32"W),

6) one 16 inch natural gas pipeline bored to avoid impacting 31 linear feet of an unnamed tributary to Big Run (CWF, MF) and 2699 square feet of adjacent palustrine forested (PFO) wetland (Sonestown PA Quadrangle 41°16'15"N 76°37'03"W),

7) one 16 inch natural gas pipeline bored to avoid impacting 35 linear feet of an unnamed tributary to Big Run (CWF, MF) and 475 square feet of adjacent palustrine forested (PFO) wetland (Sonestown PA Quadrangle 41°16'14"N 76°36'53"W),

8) a temporary road crossing using a timber mat bridge impacting 51 linear feet of an unnamed tributary to Big Run (CWF, MF) (Sonestown PA Quadrangle 41°16'14"N 76°36'55"W).

The project will result in 613 linear feet of temporary stream impacts and 0.37 acre of temporary wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus well development.

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

ESCP # 4112801
Applicant Name Transcontinental Gas Pipeline Company LLC
Contact Person Allen Smith
Address 2800 Post Oak Blvd, Ste 900
City, State, Zip Houston, TX 77056-6131
County Lycoming
Township(s) Penn & Wolf Townships
Receiving Stream(s) and Classification(s) Gregs Run, UNT to Gregs Run, UNT to Mill Race & Pine Run—All CWF, MF; Muncy Creek TSE, MF

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

ESCGP-1 # ESX11-015-0222 (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) Wilmot Township
Receiving Stream(s) and Classification(s) Sugar Run Creek (CWF/MF);
Secondary: Rocky Forest Creek (CWF/MF)

ESCGP-1 # ESX11-015-0093 (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) Ulster Township
Receiving Stream(s) and Classification(s) Susquehanna River (WWF/MF)

ESCGP-1 # ESX12-115-0092
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) Drains to UNT to Wyalusing Creek (WWF), Trib. 29779 of Wyalusing Creek (WWF), Trib. 29778 of Wyalusing Creek (WWF), Wolf Creek (WWF), Susquehanna Watershed;
Secondary: Wyalusing Creek (WWF)

ESCGP-1 # ESX12-115-0083
Applicant Name WPX Energy Appalachia, LLC
Contact Person David Freudenrich
Address 6000 Town Center BLVD STE 300
City, State, Zip Canonsburg, PA 15317-5841
County Susquehanna County
Township(s) Forest Lake Township
Receiving Stream(s) and Classification(s) UNT to Middle Branch Wyalusing/Upper Susquehanna Tunkhannock Watershed (CWF);
Secondary: Snake Creek

ESCGP-1 # ESX12-015-0085 (01)
Applicant Name Appalachia Midstream Services, LLC
Contact Person Patrick Myers, Jr.
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford and Sullivan Counties
Township(s) Wilmot and Colley Townships
Receiving Stream(s) and Classification(s) Drains to Sciota Brook (CWF), UNT to Sugar Run Creek (CWF). Wyso—Wyalusing Creeks Watershed and Mehoopany—Bowman Creeks Watershed;
Secondary: Sugar Creek (CWF)

ESCGP-1 # ESX12-115-0081
Applicant Name Carrizo Marcellus LLC
Contact Person Gary Byron
Address 251 Drainlick Road, P. O. Box 231
City, State, Zip Drifting, PA 16834
County Susquehanna County
Township(s) Forest Lake Township
Receiving Stream(s) and Classification(s) UNT to Forest Lake Creek (CWF)

ESCGP-1 # ESX12-081-0071
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) Cummings Township
Receiving Stream(s) and Classification(s) Hickory Swale (EV/MF), First Fork Larry's Creek (EV/MF)

ESCGP-1 # ESX12-117-0063
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 and Richmond Townships
Receiving Stream(s) and Classification(s) Tributary to North Elk Run (HQ-CWF/MF)

ESCGP-1 # ESX11-115-0059 (02)
Applicant Name Marcellus Midstream Energy, LLC
Contact Person Kevin Marion
Address 3008 State Route 492
City, State, Zip New Milford, PA 18834
County Susquehanna and Wyoming Counties

Township(s) Bridgewater, Dimock, Jessup, Springville, Lemon and Washington Townships
 Receiving Stream(s) and Classification(s) Meshoppen Creek, West Branch Meshoppen Creek, West Creek, Elk Lake Stream (All CWF/MF), South Branch Wyalusing Creek (WWF/MF), East Branch Wyalusing Creek

ESCGP-1 # ESX12-015-0130
 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 Bradford County
 Township(s) Herrick Township
 Receiving Stream(s) and Classification(s) UNT to Camps Creek (WWF/MF)

ESCGP-1 # ESX12-117-0054
 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) UNT to Brion Creek/W. Branch Susquehanna River (List L);
 Secondary: Brion Creek to Roaring Branch (HQ, EV, CWF)

ESCGP-1 # ESX11-081-0158 (01)
 Applicant Name PVR Marcellus Gas Gathering, LLC
 Contact Person Kevin Roberts
 Address 25 Penn Tower Suite 201-202
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cogan House and Jackson Townships
 Receiving Stream(s) and Classification(s) UNT Hoagland Run, Hoagland Run, Little Sandy Run, UNT to Big Sandy Run, UNT Larry's Creek, Larry's Creek, UNT

Blockhouse Creek, UNT Packhorse Creek (HQ/Other);
 Secondary: Steam Valley Run, Gray's Run

ESCGP-1 # ESX11-081-0085 (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) Cascade and Gamble Townships
 Receiving Stream(s) and Classification(s) West Branch Murray Run, East Branch Murray Run, (EV)

ESCGP-1 # ESX12-081-0075
 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) Cogan House Township
 Receiving Stream(s) and Classification(s) Susquehanna River Watershed—Crayton Hollow Run (EV/MF), Hoagland Run (HQ-CWF/MF), Roaring Run (EV/MF)

ESCGP-1 # ESX12-081-0074
 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) Cogan House Township
 Receiving Stream(s) and Classification(s) Susquehanna River Watershed—Little Gap Run (HQ-CWF/MF), Trib. 20571 to Little Gap Run (HQ-CWF, MF), Hoagland Run (HQ-CWF/MF)

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

<i>ESCGP -1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
1612801	Columbia Gas of PA Inc. 150 Hillside Drive Bethel Park PA 15102	Clarion	Richland Township Salem Township, St. Petersburg Borough	UNT Richey Run CWF; UNT Clarion River CWF

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

3/30/12
 ESCGP-1 No: ESX12-007-0008
 Applicant Name: CHESAPEAKE APPALACHIA LLC
 Contact Person MR ERIC W HASKINS
 Address: 101 NORTH MAIN STREET City: ATHENS
 State: PA Zip Code: 18810
 County: BEAVER Township: BIG BEAVER
 Receiving Stream (s) And Classifications: JORDAN RUN—HQ-CWF; HQ

4/23/12
 ESCGP-1 No.: ESX12-007-0012
 Applicant Name: CHESAPEAKE APPALACHIA LLC
 Contact Person: MR ERIC W HASKINS
 Address: 101 NORTH MAIN STREET
 City: ATHENS State: PA Zip Code: 18810
 County: BEAVER Township(s): DARLINGTON
 Receiving Stream(s) and Classifications: COAL BANK—HQ/CWF; HQ

4/9/12
 ESCGP-1 No.: ESX11-129-0031 MAJOR REVISION
 Applicant Name: CHEVRON APPALACHIA LLC
 Contact Person: JEREMY HIRTZ
 Address: 800 MOUNTAIN VIEW DR
 City: SMITHFIELD State: PA Zip Code: 15478
 County: WESTMORELAND Township(s): SEWICKLEY
 Receiving Stream(s) and Classifications: UNT TO THE YOUGHIOGHENY RIVER (WWF)/MONONGAHELA RIVER; OTHER

5/7/12
 ESCGP-1 No.: ESX11-051-0039 MAJOR REVISION
 Applicant Name: CHEVRON APPALACHIA LLC
 Contact Person: JEREMY HIRTZ
 Address: 800 MOUNTAIN VIEW DRIVE
 City: SMITHFIELD State: PA Zip Code: 15478
 County: FAYETTE Township(s): NICHOLSON
 Receiving Stream(s) and Classifications: UNT TO CATS RUN WWF/MONONGAHELA RIVER; OTHER

1/6/12
 ESCGP-1 No.: ESX10-125-0081 MAJOR REVISION
 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): AMWELL
 Receiving Stream(s) and Classifications: UNTs TO BANE
 CREEK (TSF); OTHER

4/27/12
 ESCGP-1 No.: ESX11-125-0032 MAJOR REVISION
 Applicant Name: RANGE RESOURCES APPALACHIA
 LLC
 Contact Person: MS LAURA M RUSMISEL
 Address: 3000 TOWN CENTER BOULEVARD
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): CROSS CREEK
 Receiving Stream(s) and Classifications: UNTs TO
 CROSS CREEK/RACCOON CREEK WATERSHED
 (HQ-WWF); HQ

STORAGE TANKS

SITE-SPECTIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, PO Box 8763, Harrisburg, PA 17105-8763.

SSIP Permit No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
12-02-034	Bri-Chem Supply Corporation 59 Industrial Drive Leetsdale, PA 15056 Attn: John Hazlewood	Allegheny	Leetsdale Borough	4 ASTs storing Base Oil and Drilling Fluids	75,600 gallons total

SPECIAL NOTICES

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

Categorical Exclusion

Location: City of Johnstown, 401 Main Street,
 Johnstown, PA 15901
 City of Johnstown, Cambria County

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

The City proposes to replace and repair existing sanitary sewers to reduce wet weather overflows in accordance with a DEP consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Location: Manor Borough, 44 Main Street, Manor, PA
 15665
 Manor Borough, Westmoreland County

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

The Borough proposes to construct new sanitary sewers to separate existing combined sewers to reduce wet weather overflows in accordance with a DEP Consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Location: McDonald Sewage Authority, 151 School
 Street, McDonald, PA 15057
 McDonald Borough, Washington County

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

The Authority proposes to construct new sanitary sewers to separate existing combined sewers to eliminate wet weather overflows in accordance with a DEP Consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Location: Ohiopyle Borough, PO Box 83, Ohiopyle, PA
 15470
 Ohiopyle Borough, Fayette County

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

The Borough proposes to repair existing sewers to reduce wet weather overflows in accordance with a DEP Consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Location: Rochester Borough Sewer Authority, PO Box 563, Rochester, PA 15074
Rochester Borough, Beaver County

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

The Authority proposes to construct new sanitary sewers to separate existing combined sewers to reduce wet weather overflows in accordance with a DEP Consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Location: City of Uniontown, 20 North Gallatin Avenue, Uniontown, PA 15401
City of Uniontown, Fayette County

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

The City proposes to repair existing sewers to reduce wet weather overflows in accordance with a DEP Consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Location: West Homestead Borough, 456 West Eighth Avenue, West Homestead, PA 15120
West Homestead Borough, Allegheny County

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

The Borough proposes to repair existing sewers to reduce wet weather overflows in accordance with a DEP Consent Order & Agreement. Construction will occur in the same area as the existing sewers.

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

Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for the Irish Creek Watershed in Berks County

The Department of Environmental Protection will accept comments on the proposed TMDLs developed for the Irish Creek Watershed in Berks County, PA. These TMDLs were established in accordance with the requirements of Section 303(d) of the Clean Water Act. The Pennsylvania Integrated Water Quality Monitoring and Assessment Report included impaired stream segments in this watershed. The listings of these waterbodies were due to use impairments caused by excessive siltation.

There currently are no state or federal instream numerical water quality criteria for siltation. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. These proposed TMDLs set allowable loadings of sediment in the Irish Creek Watershed. The sediment loadings were allocated among cropland, hay/pasture land, transitional land and streambank categories present in the watershed. Data used in establishing these TMDLs was generated using a water quality analysis model (AVGWLF) designed by the Pennsylvania State University.

The following table shows the estimated current sediment loadings for the watershed. Overall load reductions necessary in order to meet the TMDLs are also identified.

Summary of TMDL Based Load Reductions in the Irish Creek Watershed

<i>Pollutant</i>	<i>Existing Load (lbs./yr.)</i>	<i>Existing Load (lbs./day)</i>	<i>TMDL (lbs./yr.)</i>	<i>TMDL (lbs./day)</i>	<i>Percent Reduction</i>
Sediment	10,176,247	27,880	7,571,042	20,743	25.6%

The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. The proposed TMDLs and information on the TMDL program can be viewed on the Department's website (www.dep.state.pa.us/watermanagement_apps/tmdl/). To request a copy of any of the proposed TMDLs contact Bill Brown, Chief, TMDL Development Section, Bureau of Point and Nonpoint Source Management, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105-8774, 717-783-2951, willbrown@pa.gov

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for approval. Written comments will be accepted at the above address and must be postmarked by 30 days after publication in the *Pennsylvania Bulletin*. A public meeting to discuss the technical merits of the TMDLs will be held upon request.

[Pa.B. Doc. No. 12-1203. Filed for public inspection June 29, 2012, 9:00 a.m.]

Certification under Section 401 of the Clean Water Act and Consistency under the Coastal Zone Management Act

The Department of Environmental Protection (Department) grants certification under section 401 of the Clean Water Act (act) (33 U.S.C.A. § 1341) for activities conducted in accordance with the United States Environmental Protection Agency proposed reissuance of its National Pollution Discharge Elimination System (NPDES) Vessel General Permit (VGP) for commercial vessels and nonrecreational vessels greater than or equal to 79 feet in length and issuance of its proposed NPDES Small Vessel General Permit (sVGP) to cover discharges incidental to the operation of vessels less than 79 feet in length, as described at 76 FR 76716 (December 8, 2011). The VGP and the sVGP are hereafter collectively referred to as VGPs.

The Department finds the proposed VGPs are consistent with section 401 of the act as well as State water quality standards. Furthermore, the Department finds the proposed VGPs to be consistent with the Pennsylvania Coastal Resources Program's enforceable policies, as required by the Coastal Zone Management Act of 1972 (16 U.S.C.A. §§ 1451—1466).

A notice inviting comment on this certification was published at 42 Pa.B. 1472 (March 17, 2012).

No comments were received by the Department.

This Certification shall expire 5 years from the effective date of proposed permits. However, the Department reserves the right to amend, modify or withdraw certification of either or both VGPs to protect the waters of this Commonwealth or if for any reason further changes to one or both draft VGPs are made upon issuance of the final VGPs. Furthermore, the Department reserves the right to modify this Certification to require vessels covered by one or both VGPs to install and operate ballast water treatment systems to prevent the discharge of aquatic nuisance species to Commonwealth waters provided a determination is made by the Department that such ballast water treatment systems are necessary, available and cost effective.

The issuance of this Certification does not authorize a violation of any Federal, State or local laws or regulations, nor does it rule out the necessity of obtaining applicable permits, including any other Department permits or approvals from other units of government as may be required by law.

Conditions in the VGPs are consistent to ensure compliance with the requirements of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) as well as to reduce water degradation, unintentional discharge of invasive species, nutrient loading, disease organisms and other pollutants discharged from the vessels covered by the VGPs that have the potential to disrupt the ecological balance of this Commonwealth's waters and the Great Lakes and negatively impact the fish and wildlife resources of this Commonwealth.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 12-1204. Filed for public inspection June 29, 2012, 9:00 a.m.]

Cleanup Standards Scientific Advisory Board Meeting Cancellation

The Cleanup Standards Scientific Advisory Board meeting scheduled for Wednesday, July 11, 2012, has been canceled. The next meeting is scheduled for Thursday December 6, 2012, in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA at 9 a.m.

For information, contact Dave Crownover at (717) 783-7816 or dcrownover@pa.gov. The agenda and meeting materials for the December 6, 2012, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.dep.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-7816 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. 12-1205. Filed for public inspection June 29, 2012, 9:00 a.m.]

Mining and Reclamation Advisory Board Meeting Change

This is an update for the Mining and Reclamation Advisory Board (Board) notice that was published at 41 Pa.B. 6836 (December 17, 2011). The Board announced a meeting for July 12, 2012, but the location and time of the meeting was to be determined. The location and time has been determined. The location is the Cambria District Mining Office, 286 Industrial Park Road, Ebensburg, PA 15931 and the time of the meeting will be from 9 a.m. to 11:30 a.m.

Questions concerning the meeting can be directed to James Charowsky, (717) 787-7007, jcharowsky@pa.gov. The agenda and meeting materials for the meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.dep.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact James Charowsky at (717) 787-7007 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 12-1206. Filed for public inspection June 29, 2012, 9:00 a.m.]

Pennsylvania Comprehensive Energy Analysis \$100,000 Funding Opportunity

On behalf of Governor Tom Corbett, Secretary Michael Krancer announces that on July 2, 2012, the Department of Environmental Protection (Department) will offer a one-time grant opportunity for the preparation of a Commonwealth comprehensive energy analysis.

The grant will be administered by the Department. Funding is provided from United States Department of Energy (DOE) State Energy Program (SEP). SEP directs funding to state energy offices from DOE's Office of Energy Efficiency and Renewable Energy. States may utilize this funding to address energy priorities and planning. The Department will make one award for the preparation and delivery of a Commonwealth comprehensive energy analysis in an amount not to exceed \$100,000. The analysis shall be completed by December 31, 2012.

After an award is made the Department will provide payments to the applicant on a reimbursement basis for work performed in the research, analysis and production of a Comprehensive Energy Analysis Report as described in the solicitation and per a schedule determined by the Department and the applicant. The applicant will be required to abide by specific conditions in the grant agreement related to the scope of work, provisions of drafts of the report to the Department as well as final approval of final content of the report. The applicant's work must result in the final deliverable, an approved Comprehensive Energy Analysis Report delivered within the period of performance.

For grants under this solicitation, the following entities are eligible to apply:

Business—Corporations, partnerships, sole proprietorship, limited liability company, business trust or other legal business entities.

Nonprofit Corporations—Incorporated not for profit organizations that maintain 501(c)(3) status with the United States Internal Revenue Service and is that is also registered with the Pennsylvania Bureau of Charitable Organizations, when necessary.

Universities—Colleges or universities located within this Commonwealth.

An Economic Development Organization—A nonprofit corporation or association whose purpose is the enhancement of economic conditions in their community.

This is a competitive solicitation. Guidelines may be viewed at www.dep.state.pa.us, Keyword: Energy

Applications must be submitted by mail to DEP Grants Center—Comprehensive Energy Analysis, Rachel Carson State Office Building, 15th Floor, 400 Market Street, P. O. Box 8776, Harrisburg, PA 17105-8776.

Applications will be accepted from July 2, 2012, through August 3, 2012.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 12-1207. Filed for public inspection June 29, 2012, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of DuBois Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that DuBois Regional Medical 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 standards contained in this publication: 3.1-7.2.2.3(a) and (b) (relating to doors and door hardware).

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. 12-1208. Filed for public inspection June 29, 2012, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 127.32

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 § 127.32 (relating to written orders):

Brandywine Hospital
Roxborough Memorial 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.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone 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. 12-1209. Filed for public inspection June 29, 2012, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 569.35

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

East Side Surgery Center
Einstein Surgery

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.

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone 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. 12-1210. Filed for public inspection June 29, 2012, 9:00 a.m.]

Application of Roxborough Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Roxborough Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards):

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.

The 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. 12-1211. Filed for public inspection June 29, 2012, 9:00 a.m.]

Application of Tyrone Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Tyrone Hospital has requested an exception to the requirements of 28 Pa. Code § 107.26(b)(2) (relating to additional committees).

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. 12-1212. Filed for public inspection June 29, 2012, 9:00 a.m.]

Application of Wilkes-Barre General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Wilkes-Barre General 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: 2.2-3.1.3.6(6) (relating to trauma 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. 12-1213. Filed for public inspection June 29, 2012, 9:00 a.m.]

Approval of a Drug Which may be Used by Certain Optometrists

Under the Optometric Practice and Licensure Act (act) (63 P. S. §§ 244.1—244.12) and specifically as the act was amended by the act of December 16, 2002 (P. L. 1950, No. 225) (Act 225), the Secretary of Health (Secretary) has the authority under section 4.3(3) of the act (63 P. S. § 244.4c(3)) to approve drugs for use in the practice of optometry as the “practice of optometry” is defined in Act 225. See also Senate Bill No. 831, Regular Session of 2001-2002. The State Board of Optometry submitted a request to the Secretary in a letter received April 12, 2012, and requested that the Secretary approve the use of the following drug: tafluprost topical ophthalmic solution. Act 225 requires that the Secretary, within 90 days of the receipt of the list of drugs, and in consultation with the Physician General, approve or disapprove for good cause each drug. The Secretary has found good cause to approve the use of the following drug in the practice of optometry:

tafluprost topical ophthalmic solution

The approval of the use of this drug is effective upon publication of this notice in the *Pennsylvania Bulletin*.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-1214. Filed for public inspection June 29, 2012, 9:00 a.m.]

Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Wednesday, July 18, 2012, from 10 a.m. to 12 p.m. in Room 812, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

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 Katrina Kyle, Bureau of Health Planning, Room 1033, Health and Welfare Building, Harrisburg, PA 17120, (717) 772-5298, katkyle@pa.gov, 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. 12-1215. Filed for public inspection June 29, 2012, 9:00 a.m.]

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee Public Meetings

The Statewide HIV Community Prevention Planning Committee, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Wednesday, July 18, from 9 a.m. to 4 p.m. and Thursday, July 19, 2012, 9 a.m. to 2:30 p.m.

The meetings will be held at the Park Inn Hotel Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

For additional information, contact Kenneth McGarvey, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so should also contact Kenneth McGarvey at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-1216. Filed for public inspection June 29, 2012, 9:00 a.m.]

Integrated Human Immunodeficiency Virus (HIV) Council Public Meetings

The Statewide Integrated HIV Planning Council, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Tuesday, July 17, 2012, from 9 a.m. to 2 p.m. The meeting will be held at the Park Inn Hotel Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

For additional information contact Kenneth McGarvey, Department of Health, Bureau of Communicable Diseases, Division of HIV/AIDS, 625 Forster Street, Room 1010, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-0572.

Persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation to do so should also contact Joseph Pease at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-1217. Filed for public inspection June 29, 2012, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Medical Assistance Fee Schedule; Addition of Enrollment Service in the Medical Assistance Aging Waiver

The purpose of this notice is to announce the Medical Assistance (MA) fee schedule rate for the Home and Community-Based Services (HCBS) enrollment service in the Aging Waiver. In accordance with 55 Pa. Code § 52.45(a) and (b) (relating to fee schedule rates), the Department of Public Welfare (Department) is announcing this addition effective July 1, 2012.

The fee schedule rate is available at http://www.aging.state.pa.us/portal/server.pt/community/information_for_providers/19328.

The enrollment service is being added to the MA Program Fee Schedule as follows:

HCBS Fee Schedule Rate—Aging Waiver Only

Service	Aging Waiver	Procedure Code	Region	Rate	Unit
Enrollment	X	W0009	1, 2, 3, 4	\$65.00	One Time

Background Information

The rate-setting methodology for HCBS fee schedule rates was published at 42 Pa.B. 3343 (June 9, 2012).

Fiscal Impact

The Department does not anticipate any significant fiscal impact as a result of these changes in Fiscal Year 2012-2013.

Public Comment

Interested persons are invited to submit written comments regarding this notice within 30 days of its publication to the Office of Long-Term Living, Attention: Yvette Sanchez-Roberts, 555 Walnut Street, Fifth Floor, Harrisburg, PA 17101-1919. Comments can also be sent to RA-oltstreamlining@pa.gov. Comments will be considered in subsequent revisions to the MA Program Fee Schedule.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-777. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1218. Filed for public inspection June 29, 2012, 9:00 a.m.]

Medical Assistance Program Fee Schedule for Consolidated and Person/Family Directed Support Waiver-Funded Select Services, Targeted Service Management and Community Mental Retardation Base-Funded Program

The Department of Public Welfare (Department) announces the proposed fee schedule rates for select services funded through the Consolidated and Person/Family Directed Support waivers (waivers) and Targeted Service

Management (TSM) to the Medical Assistance (MA) Program Fee Schedule effective July 1, 2012. These proposed fee schedule rates also serve as the Department's established fees under 55 Pa. Code § 4300.115 (a) (relating to Department established fees) for base-funded services managed through county programs for individuals with mental retardation under the Mental Health and Intellectual Disability Act of 1966 (50 P.S. §§ 4104—4704) and 55 Pa. Code Chapter 4300 (relating to county mental health and mental retardation fiscal manual) and 55 Pa. Code Chapter 51 (relating to Office of Developmental Program's home and community-based services).

As part of the Department's efforts to continue to align rates and rate-setting methodology across all offices and programs, the Department used a market-based approach to develop the fee schedule rates. This process includes a review of the waiver service definitions and a determination of allowable cost components which reflect costs that are reasonable, necessary and related to the delivery of the service. The MA fee schedule rates were established by the Department to fund the fee schedule services at a level sufficient to provide access to services, encourage provider participation and promote provider choice, while at the same time ensuring participant health and welfare and fiscal accountability.

The services selected for inclusion on the MA fee schedule are identified under the following categories: Select Community-Based Services and Agency with Choice/Financial Management Services, with benefits and excluding Benefits.

The MA fee schedule services include: Companion, Behavior Support, Therapy (Physical, Occupational, Speech and Language, Individual Behavior, Group Behavior and Visual/Mobility) Nursing, Homemaker/Chore, Supports Broker, Supports Coordination, Older Adult Day, Supplemental Habilitation and Additional Individualized Staffing.

In addition, the Department has identified the following new services to be placed on the MA Program Fee Schedule beginning July 1, 2012: Home and Community Habilitation Unlicensed, Licensed Day Habilitation (Adult Training), Prevocational Services, Supported Employment, Transitional Work and all waiver-funded Respite care Services, excluding Respite Camp which is a vendor service.

Agency with Choice Financial Management Services (including and excluding benefits) include: Home and Community Habilitation (Unlicensed), Companion Services, Unlicensed In-Home and Out-of-Home Respite, Supported Employment, Supports Broker and Homemaker/Chore Services.

In developing the proposed rates for each of the MA Program Fee Schedule services, the Department evaluated information from the United States Bureau of Labor Statistics, a Commonwealth-specific compensation study, data from approved cost reports and other independent data sources and considered the expected expenses for the delivery of services under the waivers for the major allowable cost categories listed as follows:

- Wages for direct care workers and other program staff, such as supervisors and program specialists, when applicable.
- Employee-related expenses for health insurance and other benefits, employer taxes, paid time off and training time.

- Productivity related to the amount of time a direct care staff person is expected to be engaged in activities for which a claim can be submitted.

- Program indirect expenses, including transportation-related costs.

- Administration-related expenses.

The Department established a single rate for each MA fee schedule service and adjusted each rate by area factors to reflect consideration for differences in costs observed across these geographic areas of this Commonwealth.

The proposed MA Program Fee Schedule rates are contingent on the final budget enacted by the General Assembly. The proposed MA Program Fee Schedule rates should be used to process claims submitted to the Provider Reimbursement and Operations Management Information System (PROMISE™) in electronic format for services provided until a notice announcing final fee schedule rates is published.

Geographic Areas:

Area 1:

Adams, Cumberland, Dauphin, Delaware, Lancaster, Lebanon, Lehigh, Montgomery, Northampton, Perry, Philadelphia, York

Area 2:

Allegheny, Berks, Bucks, Chester, Franklin, Fulton

Area 3:

Armstrong, Beaver, Bedford, Blair, Bradford, Butler, Cambria, Cameron, Carbon, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Elk, Erie, Fayette, Forest, Greene, Huntingdon, Indiana, Jefferson, Juniata, Lackawanna, Lawrence, Luzerne, Lycoming, McKean, Mercer, Mifflin, Monroe, Montour, Northumberland, Pike, Potter, Schuylkill, Snyder, Somerset, Sullivan, Susquehanna, Tioga, Union, Venango, Warren, Washington, Wayne, Westmoreland, Wyoming

Fee Schedule Rates Tables: Select Community-Based Services Effective July 1, 2012

Modifier ET must be used with applicable procedure codes when billing for temporary Base-funded services.

The Supports Coordination MA fee identified as follows for W7210 is also applicable to TSM and base funded supports coordination.

(PA) Prior authorization by Department must be obtained for this service.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Nursing Services: LPN	T2025	TE	05	051	15 min.	\$11.28	\$10.68	\$9.98
		TE & ET						
		TE	16	161				
		TE & ET						
Nursing Services: RN	T2025	TD	05	051	15 min.	\$14.64	\$13.86	\$12.96
		TD & ET						
		TD	16	160				
		TD & ET						
Physical Therapy	T2025	GP	17	170	15 min.	\$21.35	\$20.22	\$18.89
		GP & ET						
Occupational Therapy	T2025	GO	17	171	15 min.	\$20.67	\$19.57	\$18.29
		GO & ET						
Speech and Language Therapy	T2025	GN	17	173	15 min.	\$18.97	\$17.96	\$16.79
		GN & ET						
Individual Behavioral Therapy	T2025	HE	19	208	15 min.	\$25.03	\$23.70	\$22.15
		HE & ET						
Group Behavioral Therapy	T2025	HE & HQ	19	208	15 min.	\$7.85	\$7.43	\$6.95
		HE, HQ & ET						
Visual/Mobility Therapy	W7246		51	517	15 min.	\$18.97	\$17.96	\$16.79
		ET						

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, Basic staff support	W1724		51	363	15 min.	\$1.24	\$1.17	\$1.10
		ET						
Companion, level 1	W1725		51	363	15 min.	\$1.43	\$1.35	\$1.27
		ET						
Companion, level 2	W1726		51	363	15 min.	\$2.21	\$2.09	\$1.96
		ET						
Companion, level 3	W1727		51	363	15 min.	\$6.09	\$5.77	\$5.39
		ET						
Supplemental Habilitation, 1:1(PA)	W7070		52	456, 520, 521 or 522	15 min.	\$5.39	\$5.10	\$4.77
		ET						
Supplemental Habilitation, 2:1(PA)	W7084		52	456, 520, 521 or 522	15 min.	\$10.77	\$10.20	\$9.53
		ET						
Additional Individualized Staffing, 1:1(PA)	W7085		52	456, 520, 521 or 522	15 min.	\$5.39	\$5.10	\$4.77
Additional Individualized Staffing, 2:1(PA)	W7086		52	456, 520, 521 or 522	15 min.	\$10.77	\$10.20	\$9.53
Older Adult Day Habilitation	W7094		51	410	15 min.	\$2.55	\$2.41	\$2.26
		ET						
Behavioral Support	W7095		51	510	15 min.	\$19.16	\$18.14	\$16.96
		ET						
Supports Broker	W7096		51	510	15 min.	\$8.59	\$8.13	\$7.60
Licensed Day—Adult	W7072		51	514	15 min.	\$2.90	\$2.75	\$2.57
	W7073		51	514	15 min.	\$3.55	\$3.36	\$3.14
	W7074		51	514	15 min.	\$4.50	\$4.26	\$3.98
	W7075		51	514	15 min.	\$8.74	\$8.28	\$7.73
	W7076		51		15 min.	\$12.78	\$12.10	\$11.31
	W7035				15 min.	\$16.61	\$15.73	\$14.70
	W7036				15 min.	\$24.97	\$23.64	\$22.10
Prevocational	W7087				15 min.	\$2.06	\$1.95	\$1.82
	W7088				15 min.	\$2.43	\$2.30	\$2.15
	W7089				15 min.	\$3.26	\$3.09	\$2.88
	W7090				15 min.	\$8.98	\$8.50	\$7.95
	W7091				15 min.	\$12.51	\$11.85	\$11.07
	W7092				15 min.	\$17.64	\$16.70	\$15.61
	W7093				15 min.	\$24.71	\$23.40	\$21.87
Supports Coordination	W7210		21	218	15 min.	\$20.96	\$19.85	\$18.55
Supported Employment	W7235		53	530 531	15 min.	\$14.07	\$13.32	\$12.45

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Transitional Work	W7237		51	516	15 min.	\$2.65	\$2.51	\$2.35
	W7239		51	516	15 min.	\$3.55	\$3.36	\$3.14
	W7241		51	516	15 min.	\$4.65	\$4.40	\$4.12
	W7245		51	516	15 min.	\$11.63	\$11.01	\$10.29
Unlicensed Home and Community Habilitation	W7057		51	510	15 min.	\$2.54	\$2.41	\$2.25
	W7058		51	510	15 min.	\$3.52	\$3.33	\$3.12
	W7059		51	510	15 min.	\$4.47	\$4.23	\$3.96
	W7060		51	510	15 min.	\$7.17	\$6.79	\$6.35
	W7061		51	510	15 min.	\$11.05	\$10.46	\$9.78
		TD						
	TE							
	W7068		51	510	15 min.	\$13.93	\$13.19	\$12.33
	W7069		51	510	15 min.	\$23.97	\$22.70	\$21.21
		TD						
TE								
In Home Respite—24 hours	W7247		51	512	Day	\$85.20	\$80.68	\$75.40
	W7248		51	512	Day	\$110.80	\$104.92	\$98.05
	W7250		51	512	Day	\$241.15	\$228.35	\$213.41
	W7251		51	512	Day	\$381.07	\$360.84	\$337.23
	W7252		51	512	Day	\$475.06	\$449.84	\$420.41
	W7253		51	512	Day	\$754.89	\$714.81	\$668.04
		TD						
TE								
In Home Respite—15 Minutes	W7255		51	512	15 min.	\$2.13	\$2.02	\$1.88
	W7256		51	512	15 min.	\$2.77	\$2.62	\$2.45
	W7258		51	512	15 min.	\$6.03	\$5.71	\$5.34
	W7264		51	512	15 min.	\$9.53	\$9.02	\$8.43
	W7265		51	512	15 min.	\$11.88	\$11.25	\$10.51
	W7266		51	512	15 min.	\$18.87	\$17.87	\$16.70
		TD						
TE								
Respite—unlicensed out of home—24 hours	W8000		51	513	Day	\$85.20	\$80.68	\$75.40
	W8001		51	513	Day	\$110.80	\$104.92	\$98.05
	W8002		51	513	Day	\$241.15	\$228.35	\$213.41
	W8003		51	513	Day	\$381.07	\$360.84	\$337.23
	W8004		51	513	Day	\$475.06	\$449.84	\$420.41
	W8005		51	513	Day	\$754.89	\$714.81	\$668.04
		TD						
TE								

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—unlicensed out of home—15 minutes	W8010		51	513	15 min.	\$2.13	\$2.02	\$1.88
	W8011		51	513	15 min.	\$2.77	\$2.62	\$2.45
	W8012		51	513	15 min.	\$6.03	\$5.71	\$5.34
	W8013		51	513	15 min.	\$9.53	\$9.02	\$8.43
		TD						
		TE						
	W8014		51	513	15 min.	\$11.88	\$11.25	\$10.51
	W8015		51	513	15 min.	\$18.87	\$17.87	\$16.70
TD								
TE								
Respite—licensed out of home—24 hours	W7259		51	513	Day	\$135.34	\$128.15	\$119.77
		U2						
	W7260		51	513	Day	\$235.52	\$223.01	\$208.42
		U2						
	W7262		51	513	Day	\$269.15	\$254.86	\$238.19
		U2						
	W7263		51	513	Day	\$415.68	\$393.61	\$367.86
		U2						
	W7299		51	513	Day	\$523.79	\$495.98	\$463.53
		U2						
	W7300		51	513	Day	\$816.86	\$773.49	\$722.88
		TD						
TE								
U2								
Respite—licensed out of home—15 minutes	W7267		51	513	15 min.	\$3.38	\$3.20	\$2.99
	W7268		51	513	15 min.	\$3.68	\$3.48	\$3.26
	W7270		51	513	15 min.	\$6.73	\$6.37	\$5.96
	W7400		51	513	15 min.	\$10.39	\$9.84	\$9.19
		TD						
		TE						
	W7401		51	513	15 min.	\$13.09	\$12.39	\$11.58
	W7402		51	513	15 min.	\$20.42	\$19.34	\$18.07
TD								
	TE							
Homemaker/Chore (permanent)	W7283		43	430	1 hour	\$19.44	\$18.41	\$17.20
			51	430 or 431				
			55	430 or 431				

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Homemaker/Chore (temporary)	W7283	UA	43	430	1 hour	\$19.44	\$18.41	\$17.20
		UA & ET						
		UA	51	430 or 431				
		UA & ET						
		UA	45	430 or 431				
		UA & ET						

Agency with Choice Financial Management Services, Excluding Benefits

Modifier U4 must be used with all procedures codes when billing for services excluding benefits.

<i>Service</i>	<i>Procedure code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 3	W1727	U4	54	540	15 min.	\$2.91	\$2.76	\$2.58
Supported Employment	W7235	U4	54	540	15 min.	\$5.56	\$5.26	\$4.92
Unlicensed Habilitation, level 3	W7060	U4	54	540	15 min.	\$4.81	\$4.55	\$4.26
Unlicensed Habilitation, level 3, enhanced	W7061	U4	54	540	15 min.	\$7.97	\$7.55	\$7.05
		TD & U4						
		TE & U4						
Unlicensed Habilitation, level 4	W7068	U4	54	540	15 min.	\$9.63	\$9.12	\$8.52
Unlicensed Habilitation, level 4, enhanced	W7069	U4	54	540	15 min.	\$15.93	\$15.08	\$14.10
		TD & U4						
		TE & U4						
Supports Broker	W7096	U4	54	540	15 min.	\$5.56	\$5.26	\$4.92
Respite—unlicensed, in home, level 2	W7250	U4	54	540	1 day	\$213.97	\$202.61	\$189.35
	W7258	U4	54	540	15 min.	\$3.31	\$3.13	\$2.93
Respite—unlicensed, in home, level 2, enhanced	W7251	U4	54	540	1 day	\$458.99	\$434.62	\$406.19
		TD & U4						
		TE & U4						
Respite—unlicensed, in home, level 2, enhanced	W7264	U4	54	540	15 min.	\$7.10	\$6.72	\$6.28
		TD & U4						
		TE & U4						
Respite—unlicensed in home, level 3	W7252	U4	54	540	1 day	\$427.93	\$405.21	\$378.70
	W7265	U4	54	540	15 min.	\$6.63	\$6.28	\$5.87
Respite—unlicensed, in home, level 3, enhanced	W7253	U4	54	540	1 day	\$917.97	\$869.23	\$812.36
		TD & U4						
		TE & U4						
Respite—unlicensed, in home, level 3, enhanced	W7266	U4	54	540	15 min.	\$14.21	\$13.46	\$12.58
		TD & U4						
		TE & U4						
Homemaker/ Chore	W7283	U4	54	540	1 hour	\$12.76	\$12.08	\$11.29
		UA & U4						

<i>Service</i>	<i>Procedure code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—unlicensed, out of home, level 2	W8002	U4	54	540	1 day	\$213.97	\$202.61	\$189.35
	W8012	U4	54	540	15 min.	\$3.31	\$3.13	\$2.93
Respite—unlicensed, out of home, level 2, enhanced	W8003	U4	54	540	1 day	\$458.99	\$434.62	\$406.19
		TD & U4						
		TE & U4						
	W8013	U4	54	540	15 min.	\$7.10	\$6.72	\$6.28
		TD & U4						
TE & U4								
Respite—unlicensed, out of home, level 3	W8004	U4	54	540	1 day	\$427.93	\$405.21	\$378.70
	W8014	U4	54	540	15 min.	\$6.63	\$6.28	\$5.87
Respite—unlicensed, out of home, level 3, enhanced	W8005	U4	54	540	1 day	\$917.97	\$869.23	\$812.36
		TD & U4						
		TE & U4						
	W8015	U4	54	540	15 min.	\$14.21	\$13.46	\$12.58

Agency with Choice Financial Management Services, Including Benefits

***No modifier is needed to indicate the benefit allowance is included.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier ***</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 3	W1727		54	540	15 min.	\$3.83	\$3.63	\$3.39
Supported Employment	W7235		54	540	15 min.	\$6.45	\$6.11	\$5.71
Unlicensed Habilitation, level 3	W7060		54	540	15 min.	\$5.74	\$5.44	\$5.08
Unlicensed Habilitation, level 3, enhanced	W7061		54	540	15 min.	\$8.89	\$8.42	\$7.87
		TD						
		TE						
Unlicensed Habilitation, level 4	W7068		54	540	15 min.	\$11.48	\$10.87	\$10.16
Unlicensed Habilitation, level 4, enhanced	W7069		54	540	15 min.	\$17.78	\$16.84	\$15.73
		TD						
		TE						
Supports Broker	W7096		54	540	15 min.	\$6.45	\$6.11	\$5.71
Respite-unlicensed, in home, level 2	W7250		54	540	1 day	\$270.77	\$256.39	\$239.62
	W7258		54	540	15 min.	\$4.23	\$4.01	\$3.74
Respite—unlicensed, in home, level 2, enhanced	W7251		54	540	1 day	\$515.79	\$488.40	\$456.45
		TD						
		TE						
	W7264		54	540	15 min.	\$8.03	\$7.60	\$7.11
		TD						
		TE						

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier ***</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—unlicensed, in home, level 3	W7252		54	540	1 day	\$541.54	\$512.79	\$479.24
	W7265		54	540	15 min.	\$8.46	\$8.01	\$7.49
Respite—unlicensed, in home, level 3, enhanced	W7253		54	540	1 day	\$1,031.58	\$976.81	\$912.90
		TD						
		TE						
	W7266		54	540	15 min.	\$16.06	\$15.21	\$14.21
		TD						
TE								
Homemaker/ Chore	W7283		54	540	1 hour	\$16.43	\$15.56	\$14.54
		UA						
Respite—unlicensed, out of home, level 2	W8002		54	540	1 day	\$270.77	\$256.39	\$239.62
	W8012		54	540	15 min.	\$4.23	\$4.01	\$3.74
Respite—unlicensed, out of home, level 2, enhanced	W8003		54	540	1 day	\$515.79	\$488.40	\$456.45
		TD						
		TE						
	W8013		54	540	15 min.	\$8.03	\$7.60	\$7.11
		TD						
TE								
Respite—unlicensed, out of home, level 3	W8004		54	540	1 day	\$541.54	\$512.79	\$479.24
	W8014		54	540	15 min.	\$8.46	\$8.01	\$7.49
Respite—unlicensed, out of home, level 3, enhanced	W8005		54	540	1 day	\$1,031.58	\$976.81	\$912.90
		TD						
		TE						
	W8015		54	540	15 min.	\$16.06	\$15.21	\$14.21
		TD						
TE								

Fiscal Impact

It is anticipated there will be an approximate cost to the Commonwealth of \$15.694 million (\$7.144 million State funds) in Fiscal Year (FY) 2012-2013 and subsequent fiscal years.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Mental Retardation (MH/MR) County Program, Administrative Entity (AE) 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/MR County Program or AE may be found 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 regarding this notice to the Department at the Office of Developmental Programs' rate-setting mailbox at ra-ratesetting@state.pa.us, use subject header "PN Fee Schedule," or Department of Public Welfare, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th 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-772. (1) General Fund:

- (2) Implementing Year 2012-13 is \$7,144,000
- (3) 1st Succeeding Year 2013-14 is \$7,144,000
- 2nd Succeeding Year 2014-15 is \$7,144,000
- 3rd Succeeding Year 2015-16 is \$7,144,000
- 4th Succeeding Year 2016-17 is \$7,144,000
- 5th Succeeding Year 2017-18 is \$7,144,000

	<i>ID—Community Waiver Program</i>	<i>ID—Community Base Program</i>	<i>Human Services Development Fund</i>
(4) 2011-12 Program—	\$854,863,000	\$166,520,000	\$14,956,000
2010-11 Program—	\$672,376,000	\$155,958,000	\$23,243,000
2009-10 Program—	\$622,849,000	\$156,619,000	\$33,346,000

Prior to FY 2012-2013, ID—Community Base Services were provided through the ID—Community Base Program appropriation. Beginning in FY 2012-2013, ID—Community Base Services are provided through the Human Services Development Fund.

(7) ID—Community Waiver Program; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 12-1219. Filed for public inspection June 29, 2012, 9:00 a.m.]

Medical Assistance Program Fee Schedule for Services in the Adult Autism Waiver

This notice announces the additions to the Department of Public Welfare’s (Department) fees for certain services provided to Adult Autism Waiver participants effective July 1, 2012.

Rate-Setting Methodology

As part of the Department’s efforts to continue to align rates and rate-setting methodology across all offices and programs, the Department used a market-based approach to develop the fee schedule rates.

The Department is adding two new services and is also adding new procedure codes. Unlicensed Respite Care out of Home (Day) and Respite Care Unlicensed Out of Home (15 minute unit) is being added to Respite Care Services. In addition, the current Transitional Work Services procedure codes have been end-dated and new procedure codes have been added for these services.

Fee Schedule Rate Table

The following procedure codes, modifiers, provider types, specialty code, unit and fees for Adult Autism Waiver services are being added to the MA Program Fee Schedule:

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Rate</i>
Respite Unlicensed Out of Home (Day)	W9495		51	513	Day	\$166.42
Respite Unlicensed Out of Home (15 min.)	W9596		51	513	15 min.	\$4.16
Transitional Work Services	W0011					\$2.36
	W0012		51	516	15 min.	\$3.98
Transitional Work Services	W7239 W7241	These two procedure codes have been end-dated effective 6-30-12 and replaced with W0011 and W0012 above.				

Fiscal Impact

The Department anticipates that these changes will not result in significant savings for Fiscal Year 2012-2013 or for the planning years.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department at rapautismwaiver@state.pa.us, use subject header “PN AAW Fee Schedule,” or Department of Public Welfare,

Office of Developmental Programs, Bureau of Autism Services, 6th Floor, Health and Welfare Building, Forster and Commonwealth Avenues, Harrisburg, PA 17120.

Comments received will be reviewed and considered for any subsequent revisions to the fee schedule for Adult Autism Waiver services.

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-773. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1220. Filed for public inspection June 29, 2012, 9:00 a.m.]

Nursing Facility Assessment Program

This notice announces the proposed assessment amount, the proposed assessment methodology and the estimated aggregate impact on nursing facilities that will be subject to the assessment under the Nursing Facility Assessment Program beginning Fiscal Year (FY) 2012-2013.

Background

Article VIII-A of the Public Welfare Code (code) (62 P. S. §§ 801-A—815-A) authorizes the Department of Public Welfare (Department) to impose an annual monetary assessment on private and county nursing facilities in this Commonwealth each FY. Under Article VIII-A of the code, the Department may impose the assessment only to the extent that the assessment revenues qualify as the State share of Medical Assistance (MA) Program expenditures eligible for Federal financial participation (FFP). See 62 P. S. § 803-A. To ensure receipt of FFP, Article VIII-A of the code requires the Department to seek a waiver from the Federal Centers for Medicare and Medicaid Services (CMS) if necessary to implement the Assessment Program. See 62 P. S. § 812-A. For FY 2012-2013, the Department will submit a request to CMS for an amendment to the Assessment Program after legislation is enacted extending the Assessment Program. The implementation of the changes to the Assessment Program is contingent on CMS's approval of the request.

For each FY that the Assessment Program is implemented, the code authorizes the Secretary of the Department (Secretary) to determine the aggregate amount of the assessment and the annual assessment rate in consultation with the Secretary of the Budget. See 62 P. S. § 804-A. The law specifies that annual assessment rates must be sufficient to generate at least \$50 million in additional revenue, but not more than the maximum aggregate assessment amount that qualifies for Federal matching funds. See 62 P. S. § 805-A.

The Secretary must publish a notice in the *Pennsylvania Bulletin* before imposing an annual assessment for an FY. The notice must specify the amount of the assessment being proposed, explain the proposed assessment methodology, identify the estimated assessment amount and aggregate impact on nursing facilities subject to the assessment and provide interested persons a 30-day period to comment. See 62 P. S. § 805-A.

This notice announces the assessment amounts, rates and methodology that the Department is proposing to implement in FY 2012-2013 and the estimated aggregate

impact on nursing facilities that will be subject to the assessment in FY 2012-2013. These rates are being announced in anticipation of legislation being enacted to extend the assessment.

Proposed Assessment Methodology and Rates

During FY 2012-2013, the Department is proposing to maintain the same assessment methodology that was used in FY 2011-2012.

The following nursing facilities will continue to be exempt from the Assessment Program in FY 2012-2013:

- (1) State owned and operated nursing facilities.
- (2) Veteran's Administration nursing facilities.
- (3) Nursing facilities that have not been licensed and operated by the current or previous owner for the full calendar quarter prior to the calendar quarter in which an assessment is collected.
- (4) Nursing facilities that provide nursing facility services free of charge to all residents.

Under the proposed rate structure, the Department will assess nonexempt nursing facilities at two rates. One rate will apply to three categories of nursing facilities: county nursing facilities; nursing facilities that have 50 or fewer licensed beds; and grandfathered Continuing Care Retirement Community (CCRC) nursing facilities.¹ The other rate will apply to all other nonexempt facilities, including nursing facilities that began participation in a CCRC on or after July 1, 2010. Using the applicable rate, the Department will calculate each nonexempt facility's quarterly assessment amount by multiplying its assessment rate by the facility's non-Medicare resident days during the calendar quarter that immediately preceded the assessment quarter.

The Department also proposes to increase the assessment rates for nonexempt nursing facilities from the rates in FY 2011-2012. The proposed assessment rates for FY 2012-2013 are as follows:

- (1) For county nursing facilities, for nursing facilities that have 50 or fewer licensed beds and for grandfathered CCRC nursing facilities, the assessment rate will be \$7.73 per non-Medicare resident day.
- (2) For all other nonexempt nursing facilities, the assessment rate will be \$29.18 per non-Medicare resident day.

Aggregate Assessment Amounts and Fiscal Impact

The Department estimates that if the proposed assessment rates are implemented the annual aggregate assessment fees for nonexempt nursing facilities will total \$455.077 million. The Department will use the revenue derived from the assessment fees and any associated Federal matching funds to support payments to qualified

¹The Department will consider a nursing facility to be a grandfathered CCRC nursing facility if it meets either of the following:

- (1) The nursing facility was assessed the CCRC assessment rate prior to July 1, 2010, and continues to qualify for the CCRC assessment rate under the guidelines under which it was approved for the CCRC rate.
 - (2) The nursing facility was not assessed at the CCRC assessment rate prior to July 1, 2010, but the nursing facility meets all of the following:
 - (i) The nursing facility submitted a request to the Department to be assessed at the CCRC rate on or before June 23, 2010.
 - (ii) The CCRC which controls or owns the nursing facility submitted an application for a certificate of authority (COA) to the Insurance Department on or before June 23, 2010.
 - (iii) The nursing facility demonstrates that the CCRC incurred significant costs prior to June 5, 2010, in pursuing certification as a CCRC. (Examples of significant costs include costs incurred to obtain plan or site reviews, an enforceable construction contract, lease, contract for consulting services, zoning and certificate of occupancy.)
 - (iv) The nursing facility qualifies for the CCRC rate under the criteria in effect for FY 2009-2010 published at 40 Pa.B. 767 (February 6, 2010).
 - (v) The CCRC receives a COA during FY 2010-2011.
- A detailed explanation of a grandfathered CCRC nursing facility is contained in the December 18, 2010 notice published at 40 Pa.B. 7297, which is available online at <http://www.pabulletin.com/secure/data/vol40/40-51/2417.html>.

MA nursing facility providers in accordance with applicable laws and regulations.

Public Comment

Interested persons are invited to submit written comments regarding the contents of this notice to Yvette Sanchez-Roberts, Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, 555 Walnut Street, Forum Place, 5th Floor, Harrisburg, PA 17101-1919. Comments must be submitted within 30 days of publication of the notice. See 62 P. S. § 805-A. After considering the comments, the Secretary will publish a second notice announcing the final assessment rates for FY 2012-2013. The Department will not begin collecting assessment fees until after the publication of the final assessment rate 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-763. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1221. Filed for public inspection June 29, 2012, 9:00 a.m.]

Payment for Nursing Facility Services; Nonpublic Nursing Facility Supplemental Payment and County Nursing Facility Medical Assistance Day One Incentive Payment

The Department of Public Welfare (Department) provides advance notice that the Department intends to make changes in its methods and standards for payment of Medical Assistance (MA) nursing facility services beginning in Fiscal Year (FY) 2012-2013.

Background

Article VIII-A of the Public Welfare Code (code) (62 P. S. §§ 801-A—815-A) directed the Department to “implement a monetary assessment” on general licensed nursing facilities beginning July 1, 2003, and ending June 30, 2007 (Assessment Program). See sections 801-A and 815-A of the code. The General Assembly enacted the act of 2007 (P. L. 49, No. 16) (Act 16), which directed the Department to continue the Assessment Program beginning FY 2007-2008 through 2011-2012 and also provided the Department with the authority to include the county nursing facilities in the Assessment Program beginning July 1, 2007.

The Commonwealth budget for MA long-term care services for FY 2012-2013 estimates that \$455.077 million will be derived from revenue collected from the Assessment Program plus related Federal matching funds. A portion of the revenue generated from the assessment will enable the Department to continue to set payment rates for MA nursing facility services under the existing payment methodology in 55 Pa. Code Chapters 1187 and 1189 (relating to nursing facility services; and county nursing facility services). It is anticipated that legislation will be enacted to extend the assessment for FY 2012-2013.

For nonpublic nursing facilities, in addition to reimbursing the MA allowable assessment cost, the Department intends to use a portion of the revenue to continue the supplemental payments as described in the Department’s currently approved State Plan. To authorize the

continuation of these payments beginning July 1, 2012, the Department will submit a State Plan Amendment (SPA) to the Federal Centers for Medicare and Medicaid Services (CMS).

For county nursing facilities, a portion of the revenue generated by the assessment will be used to increase the funding level for the county nursing facility MA Day One Incentive Payments (MDOI) provided for in the Department’s currently approved State Plan. To authorize the continuation of these payments beginning July 1, 2012, the Department will submit an SPA to CMS.

The Department projects that the assessment revenues and associated Federal matching funds will increase aggregate payments to MA nursing facility providers.

If CMS approves the SPA, the Department will have the authority to make the supplemental payments to nonpublic MA nursing facilities and the increased MDOI payments to county nursing facilities.

The supplemental payments to nonpublic MA nursing facilities will enable those facilities to increase salaries to direct care staff to maintain and increase staffing levels at a time when it is difficult to attract and retain qualified staff. The supplemental payments will also provide the facilities with additional funds to meet other unanticipated costs that may not be reflected in the current database used to establish rates, such as increased liability insurance costs.

The increased MDOI payments to county nursing facilities will provide incentives to county nursing facilities to admit individuals who are MA eligible on the day of admission. The MDOI payments are intended to assure that county nursing facilities continue to provide access to care for these individuals. These payments provide an incentive to county nursing facilities to continue to provide for the poor and indigent citizens of this Commonwealth.

Fiscal Impact

The FY 2012-2013 fiscal impact for these supplemental payments is estimated at \$597.812 million (\$273.320 million in State funds).

Public Comment

Interested persons are invited to submit written comments regarding these proposed changes to the Department of Public Welfare, Office of Long-Term Living, Attention: Yvette Sanchez-Roberts, Department of Public Welfare/Department of Aging, Office of Long-Term Living, Policy and Strategic Planning, 555 Walnut Street, Forum Place, 5th Floor, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-764. (1) General Fund; (2) Implementing Year 2012-13 is \$273,320,000; (3) 1st Succeeding Year 2013-14 is \$0; 2nd Succeeding Year 2014-15 is \$0; 3rd Succeeding Year 2015-16 is \$0; 4th Succeeding Year 2016-17 is \$0; 5th Succeeding Year 2017-18 is \$0; (4) 2011-12 Program—\$737,356,000; 2010-11 Program—\$728,907,000; 2009-10 Program—\$540,266,000; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 12-1222. Filed for public inspection June 29, 2012, 9:00 a.m.]

Payment for Nursing Facility Services Provided by County and Nonpublic Nursing Facilities; Notice of Change in Methods and Standards of Setting Payment Rates

The Department of Public Welfare (Department) is announcing its intent to amend the Commonwealth's Title XIX State Plan to update the Medical Assistance (MA) payment methodology and standards for payment of MA nursing facility services in Fiscal Year (FY) 2012-2013.

Background

Since 1996, the Department has used a case-mix prospective payment methodology to set per diem rate payments for MA nursing facility providers. One of the reasons the Department adopted this payment methodology was that the prior retrospective cost-based payment system had proven to be "highly inflationary" and change was necessary to curb an "explosive growth of nursing facility expenditures." See 25 Pa.B. 4477 (October 14, 1995). In 2006, the Department noted that "[s]ince the case-mix payment system was implemented in 1996, MA nursing facility payment rates have risen more than 56% and, since 2000, have increased by 27.4% overall. During this same period, expenditures for MA nursing facility services have grown to nearly \$3 billion and expenditures for MA services to the elderly and disabled now consume approximately 70% of the \$14 billion MA Program budget." See 36 Pa.B. 3207 (June 24, 2006).

Realizing that the MA Program could not continue to sustain the pace at which long-term care expenditures were growing, the Department amended the Commonwealth's Title XIX State Plan and issued regulations changing the case-mix payment methodology effective July 1, 2005, to include use of a budget adjustment factor (BAF) in annual rate-setting. See 35 Pa.B. 6232 (November 12, 2005). Application of a BAF was continued in 2007, 2008 and again in 2011. Act 16 of 2007, Act 44 of 2008 and Act 22 of 2011. The BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the fiscal year is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year.

Since the implementation of the BAF, case-mix per diem rates have increased on an annual average basis by \$3.94 per day and in the aggregate by 16.62% overall from FY 2004-2005 through FY 2011-2012. In contrast, had the BAF not been used, rates would have increased on an annual average basis by \$7.32 per day and overall by 30.84%, well in excess of either the Consumer Price Index or the Federal Centers for Medicare and Medicaid Services (CMS) Nursing Home without Capital Market Basket Index. Use of the BAF has assured, and will continue to assure, that payments to nursing facilities under the MA Program are consistent with efficiency and economy.

Further, during the past 6 years the BAF has been in place, the Department has uncovered no evidence that the quality of care in this Commonwealth's MA nursing facilities has been adversely impacted by use of the BAF. To the contrary, MA nursing facility providers continue to deliver a high quality of care. The Department does not expect the quality of care to decline in FY 2012-2013, and will continue our enforcement and monitoring activities to ensure that is the case.

In addition, although the BAF has served to moderate the overall aggregate increases in case-mix per diem

rates, the adjusted case-mix per diem rate payments, together with the other supplemental payments to nursing facilities authorized under the Commonwealth's approved State Plan, have been and will continue to be sufficient to assure that MA recipients have equal access to medically necessary nursing facility services. The vast majority of licensed nursing facilities in this Commonwealth participate as providers in the MA Program, and the MA Program pays for more days of nursing facility care than all other payors combined. The Department does not expect this to change in FY 2012-2013.

Proposed BAF Methodology for FY 2012-2013

As previously noted, the Department intends to submit a State Plan Amendment (SPA) to the CMS to revise the BAF formula for FY 2012-2013. Under the proposed SPA, the Department will continue to apply a BAF and make adjustments to nonpublic nursing facility and county nursing facility payment rates in FY 2012-2013. As previously noted, the BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the fiscal year is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year. For nonpublic nursing facilities, however, the Department is revising the manner in which the BAF is calculated.

Nonpublic Nursing Facilities

From July 1, 2005, through June 30, 2011, the Department calculated one BAF each rate-setting year and applied that BAF to the nursing facility payment rates in effect for the rate-setting year. For the FY 2011-2012, the nursing facility industry requested and the Department responded by calculating a BAF each quarter of the fiscal year for nonpublic nursing facilities instead of calculating one BAF for the fiscal year. For the FY 2012-2013, the Department is proposing to return to a formula very similar to the formula used in FYs 2009-2010 and 2010-2011, which allowed for an adjustment in the fourth quarter if certain conditions were met. See 39 Pa.B. 4958 (August 15, 2009). The Department is proposing to calculate the BAF in FY 2012-2013 for nonpublic nursing facilities as follows:

Nonpublic Nursing Facilities' BAF Determination

Base BAF Formula—Prior to establishing the July rate for the rate year, the Department will use the following formula to determine the base BAF:

Target rate divided by the acuity-adjusted weighted average rate equals the base BAF.

If the base BAF as calculated is greater than 1.0, the base BAF will equal 1.0.

April BAF Formula—Prior to establishing the April rate for the rate year, the Department will use the following formula to determine the April BAF:

The weighted average April rate will be compared to the April target rate. If the difference between the weighted average April rate and the April target rate is \$.50 or more, the formula for the April BAF will be the April target rate divided by the weighted average April rate at 100% equals the April BAF. Otherwise, the April BAF is equal to the base BAF.

Terms Related to the BAF Determination

The following words and terms, when used in the BAF determination, have the following meanings, unless the context clearly indicates otherwise:

Acuity-adjusted weighted average rate—The weighted average July rate at 100% adjusted by the acuity factor.

Acuity factor—The percentage of change from the July rate to the October, January and April rates representing the estimated quarterly change in payments for the nonpublic nursing facilities. (See 55 Pa. Code § 1187.95(b) (relating to general principles for rate and price setting).)

April BAF—The BAF applied to each nonpublic nursing facility's April rate.

April target rate—The rate year's Statewide day-weighted average April rate needed to meet the rate year target rate.

Base BAF—The BAF applied to each nonpublic nursing facility's July, October and January rates.

Base days—The source of days for the day-weighted calculation used in determining the base rate, the weighted average April rate at 100% and the weighted average July rate at 100%. For FY 2012-2013, the base days are the sum of each nonpublic nursing facility's paid facility days, therapeutic leave days and 1/3 of the paid hospital bed reserve days from the PROMISE data file used to determine the June 30, 2011, disproportionate share payments.

Base rate—The base rate is the prior year's annual target rate.

Target rate—The base rate multiplied by one plus the percentage rate of change permitted by the funds appropriated by the General Appropriations Act for the applicable rate year.

Weighted average April rate—The Statewide day-weighted average of the nonpublic nursing facilities' April rates for the applicable rate year determined in accordance with 55 Pa. Code Chapter 1187 (relating to nursing facility services), calculated using base days and the base BAF.

Weighted average April rate at 100%—The Statewide day-weighted average of the nonpublic nursing facilities' April rates for the applicable rate year determined in accordance with 55 Pa. Code Chapter 1187 calculated using base days, prior to application of a BAF.

Weighted average July rate at 100%—The Statewide day-weighted average of the nonpublic nursing facilities' July rates for the applicable rate year determined in accordance with 55 Pa. Code Chapter 1187 calculated using base days prior to application of the base BAF.

County Nursing Facilities

Under the proposed SPA, the Department will continue to calculate and apply the BAF to county nursing facility payment rates as it has in prior rate-setting years. Specifically, the Department will adjust each county nursing facility's per diem rate by multiplying the rate by a BAF. A county nursing facility's per diem rate for an MA resident will be the facility's July 1, 2011, per diem rate as calculated under 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting) and 55 Pa. Code § 1189.91(b) (relating to per diem rates for county nursing facilities) multiplied by the county BAF.

Use of the calculations previously described is contingent upon the approval by CMS of the SPA.

Fiscal Impact

No fiscal impact is anticipated as a result of these changes through June 30, 2013. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming

fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding the BAF formulas to the Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Forum Place, 5th Floor, 555 Walnut Street, Harrisburg, PA 17101-1919, Attention: Yvette Sanchez-Roberts. 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-770. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1223. Filed for public inspection June 29, 2012, 9:00 a.m.]

Payment for Nursing Facility Services Provided by County Nursing Facilities; Change in Methods and Standards of Setting Payment Rates

The Department of Public Welfare (Department) intends to make changes in its methods and standards for payment of Medical Assistance (MA) nursing facility services for qualified county nursing facilities for Fiscal Year (FY) 2012-2013.

For FY 2006-2007 through 2011-2012 the Department provided pay for performance incentive payments to qualified county nursing facilities. The qualifying criteria and formula used to determine those payments is in the Commonwealth's approved State Plan.

The Department intends to continue the pay for performance incentive payments to qualifying county nursing facilities for FY 2012-2013. To qualify for these payments, a county nursing facility must be a county nursing facility at the time of payment and its MA case-mix index (CMI) for the picture date within the pay for performance payment period must be higher than its facility MA CMI for the previous picture date. To determine the payments, the Department will ascertain the total quarterly funds available for the performance incentive payments and divide that amount by the total MA days for all county nursing facilities meeting the qualifying criteria. The MA days used for each county nursing facility will be the paid MA days identified on the most recent PROMISE data file used to determine eligibility for disproportionate share payments.

To authorize the continuation of the payments for FY 2012-2013 the Department will submit a State Plan Amendment (SPA) to the Federal Centers for Medicare and Medicaid Services (CMS).

Contingent upon the approval by CMS of the SPA, the Department will continue pay for performance incentive payments to qualified county nursing facilities for FY 2012-2013. The payments will be made quarterly to

qualified county nursing facilities according to the criteria and formula in the Commonwealth's approved State Plan.

Fiscal Impact

The payments are estimated to cost the Department \$6.500 million (\$2.959 million in State funds) in FY 2012-2013.

Public Comment

Interested persons are invited to submit written comments regarding these proposed changes to the Department of Public Welfare, Office of Long-Term Living, Attention: Yvette Sanchez-Roberts, Department of Public Welfare/Department of Aging, Office of Long-Term Living, Policy and Strategic Planning, 555 Walnut Street, Forum Place, 5th Floor, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-767. (1) General Fund; (2) Implementing Year 2012-13 is \$2,959,000; (3) 1st Succeeding Year 2013-14 is \$0; 2nd Succeeding Year 2014-15 is \$0; 3rd Succeeding Year 2015-16 is \$0; 4th Succeeding Year 2016-17 is \$0; 5th Succeeding Year 2017-18 is \$0; (4) 2011-12 Program—\$741,848,000; 2010-11 Program—\$728,907,000; 2009-10 Program—\$540,266,000; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 12-1224. Filed for public inspection June 29, 2012, 9:00 a.m.]

Payment for Nursing Facility Services Provided by Nonpublic and County Nursing Facilities; Supplemental Ventilator Care Payment

The Department of Public Welfare (Department) is proposing to change its methods and standards for payment of Medical Assistance (MA) nursing facility services to offer a new category of supplemental payment to qualified MA nursing facilities beginning July 1, 2012.

Background

Currently, the Department pays for nursing facility services provided to MA eligible recipients in nonpublic nursing facilities at per diem rates that are computed using the case-mix payment system in the Department's regulations in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting). Beginning July 1, 2010, the payment methodology was changed to phase-in, over a 3-year period, use of the Resource Utilization Group III version 5.12 (RUG v. 5.12) classification system.

Now that the Department has implemented RUG v. 5.12 and the phase out of the older RUG v. 5.01 is nearing completion, consideration is being given to the financial impact on nursing facilities that care for a significant number of MA ventilator-dependent residents.

Proposed Changes

The Department is considering providing a supplemental ventilator care payment to both nonpublic and county nursing facilities that provide ventilator care for a signifi-

cant portion of their MA resident population. This payment would be calculated on a quarterly basis and paid to nursing facilities caring for a minimum of ten MA ventilator care residents with at least 10% of the facility's MA resident population requiring ventilator care. For those nursing facilities meeting these qualifications, the total supplemental ventilator care payment would then be the nursing facility's supplemental ventilator care per diem times the number of paid MA facility days and therapeutic leave days. Since this payment is a supplemental payment and not part of the case-mix per diem rates, it will not be subject to the budget adjustment factor under 55 Pa. Code § 1187.96 (relating to price- and rate-setting computations).

A nursing facility's supplemental ventilator care per diem would be calculated as follows: ((number of MA ventilator care residents ÷ total MA residents) × \$69) × (number of MA ventilator care residents ÷ total MA residents).

The maximum supplemental ventilator care per diem would be \$69 for nursing facilities whose percent of MA ventilator care residents to total MA residents equals 100%. This formula results in the provision of higher supplemental ventilator care payments to facilities with the highest percent of MA ventilator care residents by providing payment based on the proportion of MA ventilator care residents to total MA residents. Finally, this supplemental payment is part of the Department's ongoing efforts to ensure that MA recipients continue to receive access to medically necessary nursing facility services and that those services result in quality care that improves the lives of those who receive them.

Fiscal Impact

This change will result in an estimated annual payment of \$2.1 million in total funds (\$0.956 million in State funds) in Fiscal Year 2012-2013.

Public Comment

Interested persons are invited to submit written comments regarding these proposed changes to the Department of Public Welfare, Office of Long-Term Living, Attention: Marilyn Yocum, Department of Public Welfare/Department of Aging, Office of Long-Term Living, Policy and Strategic Planning, 555 Walnut Street, Forum Place, 5th Floor, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-776. (1) General Fund; (2) Implementing Year 2012-13 is \$956,000; (3) 1st Succeeding Year 2013-14 is \$0; 2nd Succeeding Year 2014-15 is \$0; 3rd Succeeding Year 2015-16 is \$0; 4th Succeeding Year 2016-17 is \$0; 5th Succeeding Year 2017-18 is \$0; (4) 2011-12 Program—\$737,356,000; 2010-11 Program—\$728,907,000; 2009-10 Program—\$540,266,000; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 12-1225. Filed for public inspection June 29, 2012, 9:00 a.m.]

Payments to Nonpublic and County Nursing Facilities; Proposed Rates for State Fiscal Year 2012-2013

This notice announces the Department of Public Welfare's (Department) proposed annual case-mix per diem payment rates for State Fiscal Year (FY) 2012-2013 for nonpublic and county nursing facilities that participate in the Medical Assistance (MA) Program.

Nonpublic Nursing Facility 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 intends to set an annual MA per diem rate for each nonpublic nursing facility provider. Each facility's annual per diem rate will have four components: resident care; other resident related; administrative; and capital. For each quarter of FY 2012-2013, the Department will adjust the resident care component of each facility's rate by multiplying the resident care component by the facility's MA case-mix index for the appropriate picture date.

In calculating the proposed rates, the Department assumed that peer group prices for FY 2012-2013 will be set as specified in 55 Pa. Code § 1187.94(1)(v) (relating to peer grouping for price setting) which includes provisions that county nursing facility MA allowable costs have been phased-out of the rate-setting process for nonpublic nursing facilities. Further, for facilities classified as special rehabilitation facilities on or before July 1, 2000, peer group medians and prices will be established 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).

Section 1187.96 of 55 Pa. Code (relating to price- and rate-setting computations) authorizes a 3-year phase-in period 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 2012-2013, the nursing facility's blended resident care rate will equal 25% 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 75% of the nursing facility's RUG v 5.12 resident care rate.

In addition, as required by section 443.1(7)(iv) of the Public Welfare Code, 62 P.S. § 443.1(7)(iv), regarding Medical Assistance payments for institutional care, the Department intends to adjust each facility's case-mix index-adjusted quarterly rate by multiplying the rate by a "budget adjustment factor" (BAF). The Department will submit a State Plan Amendment (SPA) to the Federal Centers for Medicare and Medicaid Services (CMS) to include the BAF formula which the Department will use in FY 2012-2013.

A detailed description of the BAF formulas for FY 2012-2013 is in the notice Payment for Nursing Facility

Services Provided by County and Nonpublic Nursing Facilities; Notice of Change in Methods and Standards of Setting Payment Rates published at 42 Pa.B. 3822 (June 30, 2012). The BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the fiscal year is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year.

Finally, in calculating the proposed rates, the Department assumed that the General Appropriations Act of 2012 will include the level of funding in the Governor's Executive Budget and that CMS will approve the SPA including the BAF formula for nonpublic nursing facilities.

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 intends to set an annual MA per diem rate for each county nursing facility provider. As specified 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 will be the facility's prior rate year per diem multiplied by a BAF determined in accordance with the formula in the Commonwealth's approved State Plan. In calculating the proposed rates, the Department assumed that CMS will approve the SPA including the BAF formula for county nursing facilities.

The proposed annual per diem rates for FY 2012-2013, the base BAF that will be applied to nonpublic nursing facility rates and the annual BAF that will be applied to county nursing facilities are available on the Department's web site at www.dpw.state.pa.us/provider/doingbusinesswithdpw/longtermcarecasemixinformation/index.htm and 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) 705-3705. The proposed rates and BAFs were computed based upon the level of funding provided in the Governor's Budget.

Fiscal Impact

If the proposed payment rates are adopted as final, the rates will result in an estimated decreased cost of \$87.289 million (\$39.736 million in State funds) for per diem rate payments to nonpublic nursing facilities and an estimated decreased cost of \$20.024 million (\$9.115 million in State funds) for per diem rate payments for county nursing facilities' FY 2012-2013 rates compared to the facilities' FY 2011-2012 per diem rates. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding the proposed annual rates for FY 2012-2013 to Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Forum Place, 5th Floor, 555 Walnut Street, Harrisburg, PA 17101-1919, Attention: Yvette Sanchez-Roberts. 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-765. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1226. Filed for public inspection June 29, 2012, 9:00 a.m.]

Rate-Setting Methodology for Consolidated and Person/Family Directed Support Waiver- and Base-Funded Services for Individuals Participating in the Office of Developmental Programs Service System

Effective July 1, 2012, the Department of Public Welfare (Department) is revising the methodology used in the Prospective Payment System (PPS) to develop rates for residential habilitation eligible and transportation trip services, funded through the Consolidated and Person/Family Directed Support waivers and for the same service that is provided with base funding in a waiver funded service location.

Background

Beginning in 2008, the Department began implementation of a Statewide rate setting system to establish provider payment rates consistently across this Commonwealth. The Department continues to move in a direction to align rates and rate-setting methodologies across programs.

Rate-Setting Methodology for Residential Habilitation Eligible Cost-based Services

The following methodology applies to the residential habilitation eligible proposed payment rates. The proposed payment rates were developed from expenses and utilization reported in approved Year 4 cost reports (Version 7.0—FY 2010-2011 Historical Expense Period), submitted by providers and approved in the desk review process, where the procedure codes and service locations in the cost reports were the same as those entered in the Services and Supports Directory (SSD) as of January 13, 2012. Procedure codes and service locations included in the cost reports, but not entered in the SSD as of January 13, 2012, were not included in calculating the proposed payment rates. The residential habilitation eligible proposed payment rates, effective for services delivered on or after July 1, 2012, are subject to the adjustments described as follows, and are assigned at the Master Provider Index (MPI)—Service Location Code—Procedure Code/Modifier level based on the methodology outlined as follows.

Residential Outlier Review Process

The “total unit cost” for a provider and service is defined as the total expenses reported in the approved cost report for that provider and service divided by the total available units reported in the approved cost report for that provider and service. The total utilization included adjustments based on a review of the cost report data compared to available Home and Community Services Information System and Provider Reimbursement and Operations Management Information System in electronic format (PROMISE) data.

The Department identified and adjusted for outliers at the total unit cost level for each of the providers’ residential habilitation eligible services submitted in the Year 4 approved cost reports. For all residential habilitation eligible services with 20 or more unique unit costs (unit costs by provider and service from separate, approved Year 4 cost reports), the Department applied the following process for each service:

- The average and standard deviation (SD) values were calculated, excluding extreme outliers, based on the total unit costs for all providers from the Year 4 cost report data.
- Total unit costs that were greater than the average plus one SD or were less than the average minus two SD were flagged as outliers.
- Total unit costs that were flagged as outliers were subject to a review, as described as follows.

To support the Department’s efforts to continue to standardize rates, the Department no longer compared total unit costs flagged as outliers to the providers’ Fiscal Year (FY) 2011-2012 average rate for the applicable service location and service.

Total Unit Cost Review

The Department staff performed a standardized review of all total unit cost outliers. The review consisted of an evaluation of the Individual Support Plans (ISPs) for waiver participants receiving services at the service locations impacted by the outlier unit cost. The review allowed the Department to determine whether the outlier unit cost was justified (such as an individual with complex needs) and the following was applied:

- Total unit cost outliers that were supported by the ISP reviews were not adjusted.
- Total unit cost outliers that were greater than the average unit cost plus one SD and that were not supported by the ISP reviews were adjusted to the maximum unit cost below the average plus one SD for that service.
- Total unit cost outliers that were less than the average minus two SD and that were not supported by the ISP reviews were adjusted to the minimum unit cost above the average minus two SD for that service.

For all residential habilitation eligible services with fewer than 20 unique unit costs, the Department did not perform the standardized outlier review on the total unit costs because there were not enough data points available to produce statistically valid ranges. The Department, however, did review the unit costs for these services in an effort to standardize rates across services. The review consisted of a comparison of the following:

- Other unit costs for that service, as applicable.
- The average unit cost and range of unit costs for similar services with 20 or more unit costs.
- The FY 2011-2012 Statewide average unit cost (without the Rate Adjustment Factor) for that service based on FY 2011-2012 approved cost report data. For those unit costs that were unreasonably high or low based on this review, the Department performed a review of the ISPs for the individuals at the service locations impacted by the high/low unit cost to determine if the unit costs were justified. Based on these reviews, no adjustments were made.

Vacancy Factor applicable to Residential Services

A vacancy factor was incorporated into the residential habilitation rates to recognize that providers may not

deliver services at full capacity. The vacancy factor adjusts the full capacity rate to account for days where the residential provider cannot bill due to a participant not receiving services. The provider is prohibited to bill for days where a participant is not receiving services, but rather would be paid a higher rate for days when the participant is receiving services.

After the unit costs for each residential habilitation eligible service were adjusted through the outlier review process, a single, standardized vacancy factor of 97% (based on data analyses using PROMISE utilization data and approved cost report data) was applied to reflect payment to providers for an average number of vacant days. For example, a unit cost of \$100 (after the outlier review) would be adjusted to a unit cost of \$103.09 ($\$100 / 0.97$) after the vacancy factor was applied.

Transportation Trip Cost-based Services

The proposed payment rates for transportation trip services were developed from data submitted by providers in the Year 4 transportation cost report (dated January 2012 for the FY 2010-2011 Historical Expense Period) and approved in the desk review process, where the procedure codes submitted by providers were the same as those entered in the SSD as of January 13, 2012. Procedure codes included in the transportation cost reports, but not entered in the SSD as of January 13, 2012, were not included in calculating the proposed payment rates. The FY 2012-2013 transportation trip proposed rates effective for services delivered July 1, 2012, through June 30, 2013, are subject to the adjustments described as follows, and are assigned at the MPI—Service Location Code—Procedure Code level based on the methodology outlined as follows.

Transportation Trip Outlier Review Process

The “total unit cost” for a provider and transportation trip service is defined as the total expenses reported in the approved transportation cost report for that provider and service divided by the total utilization reported in the approved transportation cost report for that provider and service. The total expenses are equal to Schedule A, Line 12 (total net expenses) plus Line 20 (projected costs for transportation aides) of the cost report. The total utilization is equal to Schedule A, Line 13 of the cost report. These rates reflect consideration for trips with and without aides (as reported by the provider), which means each provider will be paid one payment rate for each trip service (that is, there will not be separate rates for trips with an aide versus without an aide).

The Department reviewed the development of each transportation trip unit cost submitted in approved transportation cost reports for accuracy, reasonableness and to ensure compliance with the Department’s allowable cost policies.

Cost of Living

After the unit costs for each residential eligible and transportation trip service were adjusted as previously described, a total Cost of Living Adjustment (COLA) of 0.00% was applied (0.00% for FY 2010-2011 and 0.00% for FY 2011-2012), to establish each provider’s proposed payment rates for FY 2012-2013 (prior to consideration of application of a rate adjustment factor).

Rate Adjustment Factor

The Department performed an analysis of aggregate provider expenditures compared to the amount appropriated for the Waiver program to determine if a rate adjustment factor (RAF), would need to be applied pro-

spectively to the residential habilitation eligible and transportation trip rates. Based on this analysis, the Department determined that an RAF was not necessary for developing the proposed payment rates.

Proposed payment rates were calculated using the following formulas:

- Proposed Payment Rate for residential eligible services = (Unit Cost (after applicable utilization adjustments and outlier review) / (0.97 (vacancy factor)) × (1 + COLA).

- Proposed Payment Rate for transportation trip services = (Unit Cost (after outlier review)) × (1 + COLA).

Rate Assignment Process

For residential habilitation eligible and transportation trip services, the Department assigned proposed payment rates to providers with approved Year 4 cost reports using the following methodology:

- The provider’s cost-based rate for existing services and service locations submitted in the cost reports, based on the methodology previously described.

- The average of the provider’s cost-based rates for an existing service at a new service location if the provider submitted cost report data for that service at other service locations.

- The area adjusted average rate calculated based on all approved cost reports for a new service for which the provider did not deliver at any service location in FY 2010-2011.

The Department assigned proposed payment rates to existing providers who do not have approved Year 4 cost reports based on the following methodology. Providers were assigned:

- The lowest rates calculated based on all approved cost reports for an existing service for which the provider delivered at any service location in FY 2010-2011.

- The area adjusted average rate calculated based on all approved cost reports for a new service for which the provider did not deliver at any service location in FY 2010-2011.

The Department assigned the area adjusted average rate calculated based on all approved cost reports to new providers who did not provide any services in FY 2010-2011.

All proposed payment rates for all waiver-funded services are contingent on the final budget enacted by the General Assembly. The proposed payment rates should be used to process claims submitted to the Provider Reimbursement and Operations Management Information System (PROMISE™) in electronic format for services provided until a notice announcing final rates is published.

Fiscal Impact

It is anticipated that there will be an approximate cost to the Commonwealth of \$67.720 million (\$30.828 million State funds) in FY 2012-2013 and subsequent years.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Mental Retardation (MH/MR) County Program, Administrative Entity (AE) 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/MR County Program or AE may be found 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 regarding this notice to the Department at the

Office of Developmental Programs' rate-setting mailbox at ra-ratesetting@state.pa.us, use subject header "PN PPS Methodology," or Department of Public Welfare, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th 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-771. (1) General Fund:

- (2) Implementing Year 2012-13 is \$30,828,000
- (3) 1st Succeeding Year 2013-14 is \$30,828,000
- 2nd Succeeding Year 2014-15 is \$30,828,000
- 3rd Succeeding Year 2015-16 is \$30,828,000
- 4th Succeeding Year 2016-17 is \$30,828,000
- 5th Succeeding Year 2017-18 is \$30,828,000

	<i>ID—Community Waiver Program</i>	<i>ID—Community Base Program</i>	<i>Human Services Development Fund</i>
(4) 2011-12 Program—	\$854,863,000	\$166,520,000	\$14,956,000
2010-11 Program—	\$672,376,000	\$155,958,000	\$23,243,000
2009-10 Program—	\$622,849,000	\$156,619,000	\$33,346,000

Prior to FY 2012-13, ID—Community Base Services were provided through the ID—Community Base Program appropriation. Beginning in FY 2012-13, ID—Community Base Services are provided through the Human Services Development Fund.

(7) ID—Community Waiver Program; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 12-1227. Filed for public inspection June 29, 2012, 9:00 a.m.]

Rate-Setting Methodology for Department-Established Fees for Ineligible Residential Habilitation Services for the Consolidated and Adult Autism Waiver- and Base-Funded Services for Individuals Participating in the Office of Developmental Programs Service System

Effective July 1, 2012, the Department of Public Welfare (Department) has determined that ineligible residential habilitation services will transition from a cost report rate to a Department established fee for the Consolidated Waiver and Base-funded services. Residential habilitation ineligible fees will also remain a Department-established fee for the Adult Autism Waiver for individuals participating in the Office of Developmental Programs Service System.

Background

Since 2009, the Department has continued to evaluate and address differences in provider rates through the cost report review process and will continue to move in a direction to align rates and rate-setting methodologies across programs.

Methodology for Department Established Ineligible Residential Habilitation Services

Fees for the Ineligible Residential Habilitation services were developed using a market-based pricing methodology. This process includes a determination of allowable

residential occupancy cost components which reflect costs that are reasonable and necessary to deliver the service.

The Department evaluated information from the United States Bureau of Labor Statistics, United States Department of Agriculture, United States Department of Housing and Urban Development, data from approved cost reports and other independent data sources. Expected occupancy-related expenses for the following major allowable cost categories were considered:

- Operating-related costs including occupancy and utility expenses.
- Maintenance and service agreement related costs.
- Food and other individual-related occupancy expenses, such as household consumables.
- Administration-related expenses.

The Department established fees represent a per-person, per-day net fee based on the size of home (such as a one-individual home or two-individual home) and type of home (defined by licensed, unlicensed or family living home). The net fee does not include consideration for payment by the participant, as it is the provider's responsibility to collect that portion of payment from the participant.

The Department used the following process to develop the per-person, per-day net fees:

1. Established gross fees (such that the fees do include consideration for participant contribution toward room and board) based on home size and type of home.

2. Applied a standardized 97% vacancy factor to the gross fees to reflect that providers will no longer bill for vacant days, effective July 1, 2012.

3. Adjusted the resulting gross fees by geographical area factors to reflect consideration for differences in costs observed across this Commonwealth (Consolidated and Base-funded services only).

4. Adjusted the area-specific gross fees to reflect consideration for participant contribution toward room and

board. The participant contribution amount removed from the area-specific gross fees was equal to 72% of the sum of the maximum Supplemental Security Income amount for 2012 and the Commonwealth supplemental payment, converted to a daily amount (Consolidated and Base-Funded services only).

The methodology for the Adult Autism Waiver Department established ineligible residential habilitation fees did not include adjustments based on geographical area factors.

The Department established fees for ineligible residential habilitation services for the Consolidated Waiver and Base-funded services effective July 1, 2012, are as follows:

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Licensed Community Homes—Ineligible	W6091				Day	\$70.80	\$66.13	\$60.69
	W6093					\$37.56	\$34.66	\$31.28
	W6095					\$26.51	\$24.19	\$21.50
	W6097					\$20.56	\$18.56	\$16.23
	W6099					\$16.23	\$14.46	\$12.40
Licensed Child Residential Services—Ineligible	W7011				Day	\$70.80	\$66.13	\$60.69
	W7013					\$37.56	\$34.66	\$31.28
	W7015					\$26.51	\$24.19	\$21.50
	W7017					\$20.56	\$18.56	\$16.23
	W7019					\$16.23	\$14.46	\$12.40
Licensed Community Residential Rehabilitation Services—Ineligible	W7021				Day	\$70.80	\$66.13	\$60.69
	W7023					\$37.56	\$34.66	\$31.28
	W7025					\$26.51	\$24.19	\$21.50
	W7027					\$20.56	\$18.56	\$16.23
	W7029					\$16.23	\$14.46	\$12.40
Unlicensed Residential Services—Ineligible	W7079				Day	\$15.28	\$13.56	\$11.56
	W7081					\$6.14	\$4.90	\$3.47
	W7083					\$5.46	\$4.26	\$2.87
Unlicensed Family Living Home—Ineligible	W7038				Day	\$2.70	\$1.65	\$0.43
	W7040					\$1.31	\$0.34	\$0.00
Licensed Adult Family Living Home—Ineligible	W7292				Day	\$2.70	\$1.65	\$0.43
	W7294					\$1.31	\$0.34	\$0.00
Licensed Child Family Living Home—Ineligible	W7296				Day	\$2.70	\$1.65	\$0.43
	W7298					\$1.31	\$0.34	\$0.00

The Department established fees for ineligible residential habilitation services for the Adult Autism Waiver effective July 1, 2012, are as follows:

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Rate</i>
Residential Hab. Community Home—Ineligible (State funded only room and board)	W7233		52	521	Day	\$32.04
Residential Hab. Family Living Home—Ineligible (State funded only room and board)	W7234		52	521	Day	\$2.70

Fiscal Impact

It is anticipated that there will be an approximate cost to the Commonwealth of \$4.471 million in State funds in Fiscal Year (FY) 2012-2013 and subsequent fiscal years. The Adult Autism Waiver ineligible residential habilitation services remain on a Department established fee and is cost neutral.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Mental Retardation (MH/MR) County Program, Administrative Entity (AE) 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/MR County Program or AE may be found 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 regarding this notice to the Department at the Office of Developmental Programs' rate-setting mailbox at ra-ratesetting@state.pa.us, use subject header "PN PPS Methodology," or Department of Public Welfare, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th 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-774. (1) General Fund:

- (2) Implementing Year 2012-13 is \$4,471,000
- (3) 1st Succeeding Year 2013-14 is \$4,471,000
- 2nd Succeeding Year 2014-15 is \$4,471,000
- 3rd Succeeding Year 2015-16 is \$4,471,000
- 4th Succeeding Year 2016-17 is \$4,471,000
- 5th Succeeding Year 2017-18 is \$4,471,000

	<i>ID—Community Waiver Program</i>	<i>ID—Community Base Program</i>	<i>Autism Intervention and Services</i>	<i>Human Services Development Fund</i>
(4) 2011-12 Program—	\$854,863,000	\$166,520,000	\$13,549,000	\$14,956,000
2010-11 Program—	\$672,376,000	\$155,958,000	\$10,503,000	\$23,243,000
2009-10 Program—	\$622,849,000	\$156,619,000	\$9,963,000	\$33,346,000

Prior to FY 2012-13, ID—Community Base Services were provided through the ID—Community Base Program appropriation. Beginning in FY 2012-13, ID—Community Base Services are provided through the Human Services Development Fund.

(7) ID—Community Waiver Program; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 12-1228. Filed for public inspection June 29, 2012, 9:00 a.m.]

DEPARTMENT OF REVENUE

Method of Filing; Employer Quarterly Return of Income Tax Withheld, PA-W3

The Secretary of the Department of Revenue (Department) issues this notice under the provisions of section 10 of The Fiscal Code (72 P.S. § 10) (Act 2009-50). This notice applies to Employer Quarterly Returns of Income Tax Withheld (Form PA-W3) that are required to be filed on or after January 1, 2013.

Employer Quarterly Return of Income Tax Withheld ("PA-W3")

For all calendar years following a calendar year in which a third party preparer prepares 50 or more PA-W3s, the third party preparer is required to electronically file (e-file) in the manner prescribed by Departmental instructions all such PA-W3s. Once a third party preparer is subject to this filing mandate, the third party preparer shall continue to be subject to the mandate regardless of how many PA-W3s he or she prepares during a calendar year.

A third party preparer who is subject to this filing mandate must have tax software that is compatible with Department e-filing requirements.

Rules Applicable to the Filing Mandate

(a) *Third Party Preparer.* For purposes of this notice, the phrase "third party preparer" means any natural person, fiduciary, corporation or other entity who or that prepares for remuneration, or who employs one or more persons to prepare for remuneration, any return for a tax administered by the Department or is assigned a Preparer Tax Identification Number (PTIN) by the Internal Revenue Service. None of the following, however, are considered third party preparers for remuneration: (1) Tax return preparers who voluntarily prepare the returns of others for no pecuniary benefit. (2) Persons who merely provide mechanical assistance such as typing. (3) Regular employees of an employer who prepare returns for other regular employees of the employer or the employer's officers and regular employees. (4) Fiduciaries who prepare returns for the trusts or estates that they serve.

(b) *50 Return Threshold.* A third party preparer must include all PA-W3s that the third party preparer or his or her members, or employees prepare and submit to the Department. This amount includes all original and amended returns. If a third party preparer has multiple business locations, the combined total of all the returns for all locations are included.

Penalty

A third party preparer who fails to file PA-W3s by the method required under this notice shall be subject to a penalty of one percent of the tax due on the improperly filed return up to a maximum of five hundred dollars (\$500), but not less than ten dollars (\$10).

Penalty Waiver

(a) The Department will waive the penalty applicable to a return that is not filed pursuant to this filing mandate in the following situations:

(1) The taxpayer has specifically directed the third party preparer to file the return pursuant to a different filing method than mandated in this notice. This directive

must be in a written form, signed by an officer of the corporation and provided to the Department upon request.

(2) The preparer's tax software does not support e-filing of a required attachment to the return.

(b) The Department, at its discretion, may waive the penalties applicable to returns that are not filed as prescribed in this notice, if the Department determines the filing mandate of this notice constitutes undue hardship on the third party preparer. The third party preparer must submit a written request for the waiver for every calendar year. The request must clearly explain why the filing method causes an undue hardship. A request for a waiver must be mailed to the Pennsylvania Department of Revenue at the following address by November 1st of the preceding calendar year for which the waiver is requested: Pennsylvania Department of Revenue, Bureau of Business Trust Fund Taxes, Director's Office, P. O. Box 280900, Harrisburg, PA 17128-0900.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1229. Filed for public inspection June 29, 2012, 9:00 a.m.]

Method of Filing; Pennsylvania Liquid Fuels and Fuels Tax Report, REV-1096(a)

The Secretary of the Department of Revenue (Department) issues this notice under the provisions of section 10 of The Fiscal Code (72 P.S. § 10) (Act 2009-50). This notice applies to Liquid Fuels and Fuels Tax Reports (REV-1096(a)) that are required to be filed on or after January 1, 2013.

Filing Mandate—Pennsylvania Liquid Fuels and Fuels Tax Report, REV-1096(a)

For all calendar years following a calendar year in which a third party preparer prepares 50 or more Pennsylvania Liquid Fuels and Fuels Tax Reports, the third party preparer is required to electronically file (e-file) in the manner prescribed by Departmental instructions all such Pennsylvania Liquid Fuels and Fuels Tax Reports. Once a third party preparer is subject to this filing mandate, the third party preparer shall continue to be subject to the mandate regardless of how many Pennsylvania Liquid Fuels and Fuels Tax Reports he or she prepares during a calendar year.

A third party preparer who is subject to this filing mandate must have tax software that is compatible with Department e-filing requirements.

Rules Applicable to the Filing Mandate

(a) *Third Party Preparer.* For purposes of this notice, the phrase "third party preparer" means any natural person, fiduciary, corporation or other entity who or that prepares for remuneration, or who employs one or more persons to prepare for remuneration, any report for a tax administered by the Department or is assigned a Preparer Tax Identification Number (PTIN) by the Internal Revenue Service. None of the following, however, are considered third party preparers for remuneration: (1) Tax report preparers who voluntarily prepare the reports of others for no pecuniary benefit; (2) Persons who merely provide mechanical assistance such as typing; (3) Fiduciaries who prepare reports for the trusts or estates that they serve.

(b) *50 Report Threshold.* A third party preparer must include all Pennsylvania Liquid Fuels and Fuels Tax Reports that the third party preparer or his or her members, or employees prepare and submit to the Department. This amount includes all original and amended, full-month or part-month reports to the extent that such report can be e-filed with the Department. If a third party preparer has multiple business locations, the combined total of all the reports for all locations are included.

Penalty

A third party preparer who fails to file a Pennsylvania Liquid Fuels and Fuels Tax Report by the method required under this notice shall be subject to a penalty of one percent of the tax due on the improperly filed report up to a maximum of five hundred dollars (\$500), but not less than ten dollars (\$10).

Penalty Waiver

(a) The Department will waive the penalty applicable to a report that is not filed pursuant to this filing mandate in the following situations:

(1) The taxpayer has specifically directed the third party preparer to file the report pursuant to a different filing method than mandated in this notice. This directive must be in a written form, signed by an officer of the corporation, and provided to the Department upon request.

(2) The preparer's tax software does not support e-filing of a required attachment to the report.

(b) The Department, at its discretion, may waive the penalties applicable to reports that are not filed as prescribed in this notice, if the Department determines the filing mandate of this notice constitutes undue hardship on the third party preparer. The third party preparer must submit a written request for the waiver for every calendar year. The request must clearly explain why the filing method causes an undue hardship. A request for a waiver shall be mailed to the Department at the following address by November 1st of the preceding calendar year for which the waiver is requested: Department of Revenue, Bureau of Motor Fuel Taxes, Director's Office, DEPT 280646, Harrisburg, PA 17128-0646.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1230. Filed for public inspection June 29, 2012, 9:00 a.m.]

Method of Filing; Pennsylvania Sales, Use and Hotel Occupancy Tax Return, PA-3

The Secretary of the Department of Revenue (Department) issues this notice under the provisions of section 10 of The Fiscal Code (72 P.S. § 10) (Act 2009-50). This notice applies to Sales, Use and Hotel Occupancy Tax Returns (Form PA-3) that are required to be filed on or after January 1, 2013.

Filing Mandate—Pennsylvania Sales, Use and Hotel Occupancy Tax Return, PA-3

For all calendar years following a calendar year in which a third party preparer prepares 50 or more Pennsylvania Sales, Use and Hotel Occupancy Tax Returns, the third party preparer is required to electronically file (e-file) in the manner prescribed by Departmental in-

structions all such Pennsylvania Sales, Use and Hotel Occupancy Tax Returns. Once a third party preparer is subject to this filing mandate, the third party preparer shall continue to be subject to the mandate regardless of how many Pennsylvania Sales, Use and Hotel Occupancy Tax Returns he or she prepares during a calendar year.

A third party preparer who is subject to this filing mandate must have tax software that is compatible with Department e-filing requirements.

Rules Applicable to the Filing Mandate

(a) *Third Party Preparer.* For purposes of this notice, the phrase "third party preparer" means any natural person, fiduciary, corporation or other entity who or that prepares for remuneration, or who employs one or more persons to prepare for remuneration, any return for a tax administered by the Department or is assigned a Preparer Tax Identification Number (PTIN) by the Internal Revenue Service. None of the following, however, are considered third party preparers for remuneration: (1) Tax return preparers who voluntarily prepare the returns of others for no pecuniary benefit. (2) Persons who merely provide mechanical assistance such as typing. (3) Fiduciaries who prepare returns for the trusts or estates that they serve.

(b) *50 Return Threshold.* A third party preparer must include all Pennsylvania Sales, Use and Hotel Occupancy Tax Returns that the third party preparer or his or her members, or employees prepare and submit to the Department. This amount includes all original and amended returns to the extent that such return can be e-filed with the Department. If a third party preparer has multiple business locations, the combined total of all the returns for all locations are included.

Penalty

A third party preparer who fails to file a Pennsylvania Sales, Use and Hotel Occupancy Tax Return by the method required under this notice shall be subject to a penalty of one percent of the tax due on the improperly filed return up to a maximum of five hundred dollars (\$500), but not less than ten dollars (\$10).

Penalty Waiver

(a) The Department will waive the penalty applicable to a return that is not filed pursuant to this filing mandate in the following situations:

(1) The taxpayer has specifically directed the third party preparer to file the return pursuant to a different filing method than mandated in this notice. This directive must be in a written form, signed by an officer of the corporation, and provided to the Department upon request.

(2) The preparer's tax software does not support e-filing of a required attachment to the return.

(b) The Department, at its discretion, may waive the penalties applicable to returns that are not filed as prescribed in this notice, if the Department determines the filing mandate of this notice constitutes undue hardship on the third party preparer. The third party preparer must submit a written request for the waiver for every calendar year. The request must clearly explain why the filing method causes an undue hardship. A request for a waiver must be mailed to the Pennsylvania Department of Revenue at the following address by November 1st of the preceding calendar year for which the waiver is requested: Pennsylvania Department of Revenue, Bureau

of Business Trust Fund Taxes, Director's Office, P. O. Box 280900, Harrisburg, PA 17128-0900.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1231. Filed for public inspection June 29, 2012, 9:00 a.m.]

Pennsylvania Aces High '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 Aces High '12.

2. *Price:* The price of a Pennsylvania Aces High '12 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Aces High '12 instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), Ace (ACE) symbol and a Double Ace (DBLACE) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$100,000 (ONEHUN THO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$250, \$500, \$1,000, \$10,000 and \$100,000. A player can win up to 12 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,080,000 tickets will be printed for the Pennsylvania Aces High '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 \$100,000 (ONEHUNTHO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an Ace (ACE) symbol, and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an Ace (ACE) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that Double Ace (DBLACE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an Ace (ACE) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that Double Ace (DBLACE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an Ace (ACE) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an Ace (ACE) symbol, and a prize symbol of \$100 (ONE HUN) appears in

the “prize” area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Double Ace (DBLACE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under that Double Ace (DBLACE) symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is an Ace (ACE) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Double Ace (DBLACE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(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 \$20⁰⁰ (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is an Ace (ACE) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Double Ace (DBLACE) 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 in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is an Ace (ACE) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Ace (ACE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Double Ace (DBLACE) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Double Ace (DBLACE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(aa) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(bb) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is an Ace (ACE) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Ace (ACE) 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>When Any Of Your Numbers Match Any Of The Winning Numbers, Win Prize Shown Under The Matching Number.</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,080,000 Tickets:</i>
\$5 w/ ACE	\$5	15	672,000
\$5	\$5	20	504,000
\$5 × 2	\$10	60	168,000
\$5 w/ DOUBLE ACE	\$10	60	168,000
\$10 w/ ACE	\$10	60	168,000
\$10	\$10	60	168,000
\$5 × 4	\$20	300	33,600
\$10 × 2	\$20	300	33,600
\$10 w/ DOUBLE ACE	\$20	300	33,600
\$20 w/ ACE	\$20	300	33,600
\$20	\$20	300	33,600
\$5 × 8	\$40	600	16,800

When Any Of Your Numbers Match Any Of The Winning Numbers, Win Prize Shown Under The Matching Number. Win With:

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 10,080,000 Tickets:
\$10 × 4	600	16,800
\$20 w/ DOUBLE ACE	600	16,800
\$40 w/ ACE	600	16,800
\$40	600	16,800
\$10 × 5	300	33,600
\$25 × 2	600	16,800
\$25 w/ DOUBLE ACE	600	16,800
\$50	600	16,800
(\$25 × 2) + (\$5 × 10)	600	16,800
\$25 × 4	800	12,600
\$50 w/ DOUBLE ACE	480	21,000
\$100 w/ ACE	480	21,000
\$100	800	12,600
(\$25 × 2) + (\$20 × 10)	9,231	1,092
\$50 × 5	15,000	672
(\$100 × 2) + \$50	15,000	672
\$250 w/ ACE	9,231	1,092
\$250	15,000	672
(\$50 × 2) + (\$40 × 10)	24,000	420
\$50 × 10	40,000	252
\$100 × 5	60,000	168
\$250 w/ DOUBLE ACE	30,000	336
\$500 w/ ACE	30,000	336
\$500	60,000	168
\$100 × 10	60,000	168
\$500 w/ DOUBLE ACE	40,000	252
\$1,000 w/ ACE	60,000	168
\$1,000	120,000	84
\$10,000 w/ ACE	720,000	14
\$10,000	720,000	14
\$100,000	1,440,000	7

Reveal an “ACE” (ACE) symbol, win prize shown under it automatically!
 Reveal a “DOUBLE ACE” (DBLACE) symbol, win double the prize shown under it!

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 Aces High '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 Aces High '12, prize money from winning Pennsylvania Aces High '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 Aces High '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. The announcement will be

disseminated through media used to advertise or promote Pennsylvania Aces High '12 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1232. Filed for public inspection June 29, 2012, 9:00 a.m.]

Pennsylvania \$50 A Day For Life '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 \$50 A Day For Life '12.

2. *Price:* The price of a Pennsylvania \$50 A Day For Life '12 instant lottery game ticket is \$1.

3. *Prize Play Symbols:* Each Pennsylvania \$50 A Day For Life '12 instant lottery game ticket will contain one play area. The prize play symbols and their captions located in the play area are: FREE (TICKET), \$2.⁰⁰ (TWO

DOL), \$3⁰⁰ (THR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$100 (ONE HUN) and a LIFE (\$50/DAY/LIFE) symbol.

4. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$2, \$3, \$5, \$10, \$20, \$40, \$100 and \$50 a day for life (\$365,000 lifetime minimum).

5. *Approximate Number of Tickets Printed For the Game:* Approximately 30,000,000 tickets will be printed for the Pennsylvania \$50 A Day For Life '12 instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching prize play symbols of LIFE (\$50/DAY/LIFE) in the play area, on a single ticket, shall be entitled to a prize of \$50 a day for life (\$365,000 lifetime minimum) which shall be paid by an initial cash payment of \$18,250 plus equal annual payments of \$18,250 over the lifetime of the winner or continuing under the provisions of 61 Pa. Code § 811.16 (relating to prizes payable after death of prize winner) until the \$365,000 minimum has been paid. If the winner of the Pennsylvania \$50 A Day For Life '12 prize is younger than 18 years of age, the winner will not begin to receive the prize until the winner reaches 18 years of age. Only one claimant per ticket allowed.

(b) Holders of tickets with three matching prize play symbols of \$100 (ONE HUN) in the play area, on a single ticket, shall be entitled to a prize of \$100.

(c) Holders of tickets with three matching prize play symbols of \$40⁰⁰ (FORTY) in the play area, on a single ticket, shall be entitled to a prize of \$40.

(d) Holders of tickets with three matching prize play symbols of \$20⁰⁰ (TWENTY) in the play area, on a single ticket, shall be entitled to a prize of \$20.

(e) Holders of tickets with three matching prize play symbols of \$10⁰⁰ (TEN DOL) in the play area, on a single ticket, shall be entitled to a prize of \$10.

(f) Holders of tickets with three matching prize play symbols of \$5⁰⁰ (FIV DOL) in the play area, on a single ticket, shall be entitled to a prize of \$5.

(g) Holders of tickets with three matching prize play symbols of \$3⁰⁰ (THR DOL) in the play area, on a single ticket, shall be entitled to a prize of \$3.

(h) Holders of tickets with three matching prize play symbols of \$2⁰⁰ (TWO DOL) in the play area, on a single ticket, shall be entitled to a prize of \$2.

(i) Holders of tickets with three matching prize play symbols of FREE (TICKET) in the play area, on a single ticket, shall be entitled to a prize of one Pennsylvania \$50 A Day For Life '12 instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

7. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Get Three Like Amounts, Win That Amount. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 30,000,000 Tickets</i>
3-FREES	FREE \$1 TICKET	9.52	3,150,000
3-\$2s	\$2	20	1,500,000
3-\$3s	\$3	33.33	900,000
3-\$5s	\$5	66.67	450,000
3-\$10s	\$10	136.36	220,000
3-\$20s	\$20	300	100,000
3-\$40s	\$40	600	50,000
3-\$100s	\$100	80,000	375
3-LIFEs	\$50/DAY/LIFE	6,000,000	5

Get three "LIFE" (\$50/DAY/LIFE) symbols, win \$50 a day for life.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$50 A Day For Life '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).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$50 A Day For Life '12, prize money from winning Pennsylvania \$50 A Day For Life '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 \$50 A Day For Life '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.

10. *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.

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$50 A Day For Life '12 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1233. Filed for public inspection June 29, 2012, 9:00 a.m.]

Pennsylvania \$pot \$ome Ca\$h Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$pot \$ome Ca\$h.

2. *Price:* The price of a Pennsylvania \$pot \$ome Ca\$h instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania \$pot \$ome Ca\$h instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area are: Binoculars (BINOCLE) symbol, Book (BOOK) symbol, Car (CAR) symbol, Clock (CLOCK) symbol, Coins (COINS) symbol, Motorcycle (CYCLE) symbol, Wallet (WALLET) symbol, Hat (HAT) symbol, Key (KEY) symbol, Kite (KITE) symbol, Lock (LOCK) symbol, Map (MAP) symbol, Piggybank (PIGBANK) symbol, Safe (SAFE) symbol, Sun (SUN) symbol, Cash (CASH) symbol and a Magnifying Glass (SPOT) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$25⁰⁰ (TWY FIV), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$20, \$25, \$50, \$100, \$250, \$500, \$1,000 and \$20,000. The player can win up to 10 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 11,400,000 tickets will be printed for the Pennsylvania \$pot \$ome Ca\$h instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$20,000 (TWY THO) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$250 (TWOHUNFTY) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$250 (TWOHUNFTY) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$250.

(f) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$25⁰⁰ (TWY FIV) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$2.

(t) Holders of tickets with a Magnifying Glass (SPOT) symbol in the play area, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area under that Magnifying Glass (SPOT) symbol, on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets with a Cash (CASH) symbol in the play area, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Scratch The Entire Play Area, Reveal A “CASH” (CASH) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 11,400,000 Tickets</i>
\$1 w/ MAGNIFYING GLASS	\$2	15	760,000
\$2	\$2	21.43	532,000
\$2 × 2	\$4	75	152,000
\$2 w/ MAGNIFYING GLASS	\$4	30	380,000
\$4	\$4	75	152,000
(\$2 w/ MAGNIFYING GLASS) + \$1	\$5	50	228,000
\$5	\$5	150	76,000
\$2 × 5	\$10	375	30,400
\$5 × 2	\$10	750	15,200
\$5 w/ MAGNIFYING GLASS	\$10	300	38,000
\$10	\$10	500	22,800
\$2 × 10	\$20	750	15,200
\$5 × 4	\$20	750	15,200
\$10 w/ MAGNIFYING GLASS	\$20	300	38,000
\$20	\$20	750	15,200
\$5 × 5	\$25	2,400	4,750
(\$10 × 2) + \$5	\$25	2,400	4,750
\$20 + \$5	\$25	2,400	4,750
(\$5 w/ MAGNIFYING GLASS) × 2) + \$5	\$25	1,200	9,500
(\$10 w/ MAGNIFYING GLASS) + \$5	\$25	1,200	9,500
\$25	\$25	2,400	4,750
\$5 × 10	\$50	3,000	3,800
\$10 × 5	\$50	3,000	3,800
\$25 w/ MAGNIFYING GLASS	\$50	1,500	7,600
\$50	\$50	3,000	3,800
\$10 × 10	\$100	6,000	1,900
\$20 × 5	\$100	6,000	1,900
(\$10 w/ MAGNIFYING GLASS) × 5	\$100	3,429	3,325
\$50 w/ MAGNIFYING GLASS	\$100	3,429	3,325
\$100	\$100	5,000	2,280
\$25 × 10	\$250	24,000	475
\$50 × 5	\$250	24,000	475
(\$25 w/ MAGNIFYING GLASS) × 5	\$250	13,333	855
(\$100 w/ MAGNIFYING GLASS) + \$50	\$250	15,000	760
\$250	\$250	24,000	475
\$50 × 10	\$500	120,000	95
\$100 × 5	\$500	120,000	95
\$250 w/ MAGNIFYING GLASS	\$500	24,000	475
\$500	\$500	120,000	95
\$1,000	\$1,000	30,000	380
\$20,000	\$20,000	570,000	20

Reveal a “MAGNIFYING GLASS” (SPOT) symbol, win 2 times the prize shown under that symbol.

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 \$pot \$ome Ca\$h instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$pot \$ome Ca\$h, prize money from winning Pennsylvania \$pot \$ome Ca\$h instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$pot \$ome Ca\$h instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will

be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$pot \$ome Ca\$h or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1234. Filed for public inspection June 29, 2012, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Bureau of Maintenance and Operations; 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 April 23, 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 4014	from SR 267 to SR 4015	2.1

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1235. Filed for public inspection June 29, 2012, 9:00 a.m.]

Bureau of Maintenance and Operations; 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 June 12, 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 4007	from SR 267 to SR 167	7.4

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1236. Filed for public inspection June 29, 2012, 9:00 a.m.]

Bureau of Maintenance and Operations; 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 May 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 4019	from SR 0006 to SR 4008	2.0

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1237. Filed for public inspection June 29, 2012, 9:00 a.m.]

Bureau of Maintenance and Operations; 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 May 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.

Route Identification	Route Description	Length Miles
1) SR 4021	from SR 4023 to SR 4019	.75
2) SR 4023	from SR 0006 to SR 4021	1.5

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1238. Filed for public inspection June 29, 2012, 9:00 a.m.]

Bureau of Maintenance and Operations; 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 May 18, 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.

Route Identification	Route Description	Length Miles
SR 4002	from Booth Road (TR 768) to Forks Hill Road (TR 683)	1.6

The following municipality approved the access routes within their jurisdiction.

Franklin Township

Route Identification	Route Description	Length Miles
Williams Pond Road (TR 593)	from SR 706 to Bronson Hill Rd (TR 672)	.11
Bronson Hill Road (TR 672)	from Williams Pond Road (TR 593) to School Road (TR 766)	.75
School Road (TR 766)	from Bronson Hill Road (TR 672) to Pratt Road (TR 746)	.55
Booth Road (TR 768)	from Pratt Road (TR 746) to SR 4002	2.0
Forks Hill Road (TR 683)	from SR 4002 to SR 29	1.9

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1239. Filed for public inspection June 29, 2012, 9:00 a.m.]

INSURANCE DEPARTMENT

Mutual of Omaha Insurance Company and United of Omaha Life Insurance Company; Rate Increase Filing for Several LTC Forms

Mutual of Omaha Insurance Company is requesting approval to increase the premium an aggregate 18.7% on 430 policyholders with the LTC04I Series of policies (LTC04I-TQ, LTC04I-NTQ, LTC04I-AG-TQ and LTC04I-AG-NTQ).

United of Omaha Life Insurance Company is requesting approval to increase the premium an aggregate 19.8% on 283 policyholders with the LTC06UI Series of policies (LTC06UI-TQ, LTC06UI-G5-TQ, LTC06UI-G10-TQ, LTC06UI-G15-TQ, LTC06UI-NTQ, LTC06UI-G5-NTQ, LTC06UI-G10-NTQ and LTC06UI-G15-NTQ).

Unless formal administrative action is taken prior to September 13, 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 Lavery, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlavery@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-1240. Filed for public inspection June 29, 2012, 9:00 a.m.]

Per Diem Charges for Financial Examinations Conducted by the Insurance Department; Notice No. 2012-06

Under the authority in section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and under 31 Pa. Code § 12.4 (relating to per diem charges), an updated schedule of per diem charges for financial examinations conducted by the Insurance Department (Department) is hereby adopted.

The new schedule of charges is as follows:

Examiner Trainee	\$367 per day
Actuarial Associate 2	\$478 per day
Actuary 2	\$906 per day
Examiner 1	\$507 per day
Examiner 2	\$602 per day
Examiner 3	\$692 per day
Examination Manager Insurance Company	\$775 per day
Information Systems Examiner Insurance Company	\$593 per day
Information Systems Administrator	\$614 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for financial examination costs in 1/2-hour units.

This schedule is effective July 1, 2012.

This document supersedes the notice published at 41 Pa.B. 3311 (June 25, 2011), and shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-1241. Filed for public inspection June 29, 2012, 9:00 a.m.]

Per Diem Charges for Market Conduct Examinations of Insurance Companies; Notice No. 2012-05

Each year, the Insurance Department (Department) updates its schedule of per diem charges for market conduct examinations conducted by the Department. These charges are authorized by section 907 of The Insurance Department Act of 1921 (40 P. S. § 323.7) and 31 Pa. Code § 12.4 (relating to per diem charges).

The new schedule of charges is as follows:

Examiner 1	\$ 525 per day
Examiner 2	\$ 600 per day
Examiner Manager	\$ 750 per day

As prescribed in 31 Pa. Code § 12.4(c), the Department will calculate and bill per diem charges for examination costs in 1/2-hour units.

This schedule is effective July 1, 2012.

This notice supersedes the schedule of per diem charges published at 41 Pa.B. 3311 (June 25, 2011), which prior notice is hereby repealed. These new charges shall remain in effect until a subsequent notice is published in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-1242. Filed for public inspection June 29, 2012, 9:00 a.m.]

PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water and Drinking Water State Revolving Fund Programs; Public Meeting on Federal Fiscal Year 2012 Intended Use Plans

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (Department) have prepared the Federal Fiscal Year (FY) 2012 Intended Use Plans (IUPs). These plans include a list of drinking water, wastewater treatment, nonpoint source and pollution abatement projects to be considered for a design and engineering or construction

loan or grant from funds the Commonwealth expects to receive from the Federal FY 2012 Drinking Water State Revolving Fund (DWSRF) and Clean Water State Revolving Fund (CWSRF) programs. In accordance with United States Environmental Protection Agency (EPA) guidelines on the development of the IUPs, a public meeting has been scheduled for July 18, 2012, at 1 p.m. in the 2nd Floor Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. This meeting is scheduled for the purpose of receiving comments from the public regarding the Federal FY 2012 IUPs. Interested persons are invited to express their views on the narrative portion of the IUPs, the DWSRF set-aside work plan or the priority rating or ranking of projects on the IUPs. Persons wishing to offer comments at the public meeting should contact the Division of Technical and Financial Assistance at the address or telephone number listed at the end of this notice or by e-mail to vbkasi@state.pa.us by 4 p.m. on July 17, 2012. When written statements are prepared and will be submitted at the meeting, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments.

The projects to be considered for a loan or grant from the DWSRF and CWSRF programs must meet the Federal requirements for funding in accordance with the Federal Safe Drinking Water Act and the Federal Clean Water Act. Accordingly, the projects included in the IUPs are expected to meet the requirements applicable to the use of the DWSRF and CWSRF loan or grant funds. Projects listed in the FY 2012 IUPs are on the Commonwealth's Project Priority Lists (PPLs) and are expected to proceed with design and engineering or construction within the next 2 years. A project must appear on a PENNVEST-approved IUP before it can receive a loan or grant from the State Revolving Fund programs. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUPs. Consequently, the rank ordered list of projects on the PPLs does not solely dictate the order in which projects will be chosen for inclusion in an IUP.

The DWSRF will be capitalized with approximately \$26.3 million of Federal funds and approximately \$5.3 million of State funds. Approximately \$7.1 million of these funds will be set aside for technical assistance to small systems, operator training and certification and source water assessment and protection, as authorized under the Safe Drinking Water Act. The DWSRF IUP also includes a narrative work plan that describes how these set-aside funds will be used. While an additional \$1 million can be set-aside for administrative purposes, PENNVEST is choosing to allocate these funds to projects at this time, but reserves the right to apply for these funds from a future grant. Finally, an additional \$5.3 million must be set-aside for additional subsidization to disadvantaged communities. Unlike the grants for the past 3 years, the FY 2012 DWSRF grant does not have a requirement to set-aside 20% of the funding for green infrastructure projects. However, the Commonwealth will continue to promote them. These projects can fall into one of four categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; or (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

The CWSRF will be capitalized with approximately \$55.9 million of Federal funds and approximately \$11.2 million of State funds. Approximately \$2.2 million will be set aside for program administration costs. Finally, an additional \$3.1 million must be set-aside for additional subsidization to disadvantaged communities and \$5.6

million must be set-aside for green infrastructure projects that fall into one or more of the following categories: (1) water efficiency, (2) energy efficiency; (3) environmentally innovative; or (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

It is not necessary to appear at the public meeting to present comments on the narrative portion of the IUPs, the set-aside work plan or the PPLs. Interested persons may also submit written comments to the Department at the address that follows. Written comments will be considered equivalent to oral statements presented at the meeting. To be considered by the Department and PENNVEST, the written comments must be received by the Division of Technical and Financial Assistance by close of business on July 30, 2012.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Veronica Kasi at (717) 772-4053 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

A copy of the IUPs, the PPLs and the DWSRF set-aside work plan may be obtained by contacting Veronica Kasi, Division of Technical and Financial Assistance at (717) 772-4053 or through the Department's web site at http://www.portal.state.pa.us/portal/server.pt/community/municipal_finance/10564/municipal_finance_programs/554058.

Department of Environmental Protection
Bureau of Point and NonPoint Source Management
Division of Technical and Financial Assistance
P. O. Box 8774
11th Floor
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101
(717) 705-4090

PENNVEST
22 South Third Street
5th Floor
Keystone Building
Harrisburg, PA 17101
(717) 787-8137

MICHAEL L. KRANCER,
Secretary
Department of Environmental Protection
Vice Chairperson

Pennsylvania Infrastructure Investment Authority
PAUL K. MARCHETTI,
Executive Director
Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 12-1243. Filed for public inspection June 29, 2012, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility

Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by July 16, 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 approval to *begin operating as common carriers for transportation of persons* as described under the application.

A-2012-2294203. John E. and Susan L. Kurtz, Tenants by Entirety (10 Millstream Drive, Morgantown, Berks County, PA 19543)—persons in paratransit service, from points in Berks and Lancaster County, points in Pennsylvania, and return.

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-2012-2299220. Stumptown Transportation Services, LLC (1001 East Oregon Road #44, Lititz, Lancaster County, PA 17543)—discontinuance of service and cancellation of its certificate—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the County of Lancaster, to points within an airline distance of 50 statute miles of the limits of the Township of Upper Leacock, Lancaster County, and return.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1244. Filed for public inspection June 29, 2012, 9:00 a.m.]

Telecommunications

A-2012-2310365. Frontier Communications Breezewood, LLC and Comcast Business Communications, LLC. Joint petition of Frontier Communications Breezewood, LLC and Comcast Business Communications, LLC for approval of amendment No. 1 to an interconnection agreement under section 252(e)(1) and (e)(2) of the Telecommunications Act of 1996.

Frontier Communications Breezewood, LLC and Comcast Business Communications, LLC by its counsel, filed on June 19, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Frontier Communications Breezewood, LLC and Comcast

Business Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1245. Filed for public inspection June 29, 2012, 9:00 a.m.]

Telecommunications

A-2012-2310391. Frontier Communications Commonwealth Telephone Company and Armstrong Telecommunications, Inc. Joint petition of Frontier Communications Commonwealth Telephone Company and Armstrong Telecommunications, Inc. for approval of an adoption of an opt-in interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications Commonwealth Telephone Company and Armstrong Telecommunications, Inc., by its counsel, filed on June 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an adoption of an opt-in interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Frontier Communications Commonwealth Telephone Company and Armstrong Telecommunications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1246. Filed for public inspection June 29, 2012, 9:00 a.m.]

Telecommunications

A-2012-2310363. Frontier Communications Commonwealth Telephone Company and Comcast Business Communications, LLC. Joint petition of Frontier Communications Commonwealth Telephone Company and Comcast Business Communications, LLC for approval of amendment No. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Frontier Communications Commonwealth Telephone Company and Comcast Business Communications, LLC, by its counsel, filed on June 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg,

PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Frontier Communications Commonwealth Telephone Company and Comcast Business Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1247. Filed for public inspection June 29, 2012, 9:00 a.m.]

Telecommunications

A-2012-2310367. Frontier Communications of Pennsylvania, LLC and Comcast Business Communications, LLC. Joint petition of Frontier Communications of Pennsylvania, LLC and Comcast Business Communications, LLC for approval of amendment No. 1 to an interconnection agreement under section 252(e)(1) and (e)(2) of the Telecommunications Act of 1996.

Frontier Communications of Pennsylvania, LLC and Comcast Business Communications, LLC by its counsel, filed on June 19, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 1 to an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Frontier Communications of Pennsylvania, LLC and Comcast Business Communications, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1248. Filed for public inspection June 29, 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. 12-023.6, PAMT Bldg. 7 Sprinkler System & Fire Alarm Repairs, until 2 p.m. on Wednesday, July 25, 2012. Information (including mandatory prebid information) can be obtained from the web site www.philaport.com under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 12-1249. Filed for public inspection June 29, 2012, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of Claimant's request concerning the indicated account.

The hearings will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

August 8, 2012	Dennis M. Weiner (Frozen Present Value)	1 p.m.
August 22, 2012	Dennis L. Bruno (Pension Forfeiture)	1 p.m.
September 5, 2012	Evangeline A. Ronstadt (Purchase of Out-of-State Service)	1 p.m.

Persons with a disability, who wish to attend the previously listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Barb Book, Assistant to the Executive Director at (717) 720-4617 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matter will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

JEFFREY B. CLAY,
Executive Director

[Pa.B. Doc. No. 12-1250. Filed for public inspection June 29, 2012, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Jeffrey A. Messinger; Doc. No. 1862-51-2009

On February 1, 2012, Jeffrey A. Messinger, license no. 346635L, of Berkley, CA, was revoked based on the disciplinary action taken against his license by the California State Board of Nursing.

Individuals may obtain a copy of the order by writing to Judith Pachter Schulder, 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. 12-1251. Filed for public inspection June 29, 2012, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Lori A. Panikowski, RN; Doc. No. 0982-51-2010

On March, 19, 2012, Lori A. Panikowski, license no. RN527419L, of Philadelphia, Philadelphia County, was actively suspended for no less than 3 years based on her failure to comply with the requirements of her probation including participating in and cooperating with the Disciplinary Monitoring Unit of the Professional Health Monitoring Programs of the Bureau of Professional and Occupational Affairs.

Individuals may obtain a copy of the order by writing to Judith Pachter Schulder, 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. 12-1252. Filed for public inspection June 29, 2012, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Drew Remley 1170 Salt Spring Road Roaring Branch, PA 17765	Tioga County/ Liberty Township	1319.3	Swine/Beef	Amended	Approved
John Pfleeger 460 Gold Road Muncy, PA 17756	Northumberland County/ Lewis Township	356.7	Swine	New	Approved
Isaac E. Yoder 4014 Penns Drive Winfield, PA 17889	Snyder County/ Monroe Township	66.58	Veal	New	Approved
Marlin Sensenig 114 Huckleberry Road Jonestown, PA 17038	Lebanon County/ Union Township	174.88	Broilers	Amended	Approved
Gorrell Dairy, LLC 392 Wood Road Milan, PA 18831	Bradford County/ Smithfield Township	0	Cattle	New	Approved

GEORGE D. GREIG,
Chairperson

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