

# NOTICES

## DEPARTMENT OF BANKING

### Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 31, 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

##### Interim Incorporations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-26-2012	Gateway Interim Bank McMurray Washington County  The purpose of Gateway Interim Bank, McMurray, is to facilitate the proposed merger of Gateway Bank of Pennsylvania, McMurray, with and into S&T Bancorp, IN.	Approved

##### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-26-2012	e3holdings, Inc. Malvern Chester County  Application for approval to acquire 100% of American Eagle Savings Bank, Boothwyn.	Withdrawn
7-26-2012	S&T Bancorp, Inc. Indiana Indiana County  Application for approval to acquire 100% of Gateway Interim Bank, McMurray, and thereby indirectly acquire 100% of Gateway Bank of Pennsylvania, McMurray.	Approved
7-31-2012	ESSA Bancorp, Inc. Stroudsburg Monroe County  Application for approval to acquire 100% of First Star Bancorp, Inc., Bethlehem, and thereby indirectly acquire 100% of First Star Bank, Bethlehem.	Effective

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-26-2012	Gateway Interim Bank McMurray Washington County  Application for approval to merge Gateway Bank of Pennsylvania, McMurray, with and into Gateway Interim Bank, McMurray.	Approved
7-31-2012	ESSA Bank and Trust Stroudsburg Monroe County  Merger of First Star Bank, Bethlehem, with and into ESSA Bank and Trust, Stroudsburg.  All branch offices of First Star Bank will become branch offices of ESSA Bank and Trust including the former main office of First Star Bank located at:	Effective

418 West Broad Street  
Bethlehem  
Northampton

**Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-27-2012	Northwest Savings Bank Warren Warren County	Lot # 6R Butler Butler County	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
6-26-2012	3rd Fed Bank Newtown Bucks County	905 North 2nd Street Philadelphia Philadelphia County	Approved

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS****Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-26-2012	TruMark Financial Credit Union Trevose Bucks County	Filed

Application for approval to merge BC3 Employees Federal Credit Union, Newtown, with and into TruMark Financial Credit Union, Trevose.

The Department's web site at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applications.

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 12-1523. Filed for public inspection August 10, 2012, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

**Request for Bids**

The Department of Conservation and Natural Resources is soliciting bids for the following projects. Bid documents can be obtained from the Administrative Services Section, Bureau of Facility Design and Construction, (717) 787-5055:

*FDC-007-7170.1—Sand Mountain Trail, Forest District No. 7, Bald Eagle State Forest, Potter, Gregg and Penn Townships, Centre County.* Work included under this contract consists of constructing a new recreational trail and reconstructing an existing recreational trail in Bald Eagle State Forest. Work under this contract also in-

cludes seeding and mulching of all disturbed areas. Bid documents will be available on or after August 15, 2012. The bid opening will be held on September 13, 2012.

*FDC-020-7554.1—Shanerburg Road, Tropical Storm Lee Damage, Forest District No. 20, Loyalsock State Forest, Laporte Township, Sullivan County.* Work included under this contract consists of 465 linear feet of embankment rebuild and repair, 1,225 linear feet of roadway repair and 1,964 cubic yards material removal, excavation, water diversion, erosion and sediment pollution control. Bid documents will be available on or after August 15, 2012. The bid opening will be held on September 13, 2012.

RICHARD J. ALLAN,  
*Secretary*

[Pa.B. Doc. No. 12-1524. Filed for public inspection August 10, 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. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0031071 (Sewage)	St Pius X Seminary STP 1000 Seminary Road Dalton, PA 18414	Lackawanna County Dalton Borough	Unnamed Tributary to Ackerly Creek (4-F)	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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0260398 (CAFO)	Yippee Farms 880 Pinkerton Road Mt. Joy, PA 17556	Rapho Township Lancaster County	Little Chickies Creek / 7-G	Y
PA0246468 (CAFO)	Beaver Ridge Farm 1400 Fowler Hollow Road Blain, PA 17006	Jackson Township Perry County	Shermans Creek / 7-A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0005045 (Industrial Waste)	Seneca Generating Station, 500 Powerhouse Drive, Warren, Pa 16365	Warren County Mead Township	Allegheny River (16-B)	Y
PA0034380 (Sewage)	Emlenton Service Plaza 1-80 Exit 43, Emlenton, PA 16373	Venango County Scrubgrass Township	Unnamed Tributary to the Allegheny River (16-G)	Y
PA0033421 (Sewage)	Mercer Grove City Koa Campground 1337 Butler Pike Mercer, PA 16137-8428	Mercer County Findley Township	Unnamed Tributary to Pine Run (20-A)	Y

*Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0009466 (Industrial Waste)	Vale Wood Dairy PO Box 203 Cresson, PA 16630-0203	Cambria County Munster Township	Clearfield Creek (8-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*

**PA0058131**, SIC Code 8811, **Jefferis Warren A**, 1739 Pottstown Pike, Glenmoore, PA 19343-2642. Facility Name: Jeffries SRSTP. This existing facility is located in East Nantmeal 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), Beaver Run, is located in State Water Plan watershed 3-D and is classified for Exceptional Value Waters and Migratory Fish, 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 0.0008 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Instant. Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0
			Inst Min		
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX
Total Suspended Solids	XXX	XXX	XXX	10	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX
Ammonia-Nitrogen					
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX
Nov 1 - Apr 30	XXX	XXX	XXX	4.5	XXX

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

- AMR Report to DEP.
- Abandon STP when municipal sewage facilities becomes available.
- Remedial Measures
- No stormwater discharge
- Necessary property rights
- Change in ownership
- Sludge Disposal

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.

**PA0026182 A-1**, Sewage, SIC Code 4952, **Lansdale Borough**, One Vine Street, Lansdale, PA 19446-3601. Facility Name: Lansdale Borough STP. This existing facility is located in Lansdale Borough, **Montgomery County**.

Description of Existing Activity: Amendment of an NPDES permit to discharge treated sewage from Lansdale Borough STP located at 652 West Ninth Street. This is for a proposed increase in annual average flow from 2.6 MGD to 3.2 MGD, including 0.5 MGD of flow from Merck. Maximum monthly flow will remain 4.5 MGD.

The receiving stream(s), Unnamed Tributary to West Branch Neshaminy Creek, is located in State Water Plan watershed 2-F and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The nearest downstream public water supply intake for AQUA PA is located on Neshaminy Creek.

The proposed effluent limits for Outfall 001 are based on an average flow of 3.2 MGD and a maximum monthly flow of 4.5 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.013	XXX	0.043
CBOD <sub>5</sub>						
May 1 - Oct 31	413	638	XXX	11	17	22
Nov 1 - Apr 30	826	1,238	XXX	22	33	44
Total Suspended Solids	1,126	1,689	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200 Geo Mean	1,000 Max	XXX
Nitrate-Nitrite as N						
Jul 1 - Oct 31	356	XXX	XXX	9.5	XXX	19.0
Nov 1 - Jun 30	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	56	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	169	XXX	XXX	4.5	XXX	9.0
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus						
Apr 1 - Oct 31 (Final)	35	XXX	XXX	0.93	XXX	1.86
Nov 1 - Mar 31 (Final)	70	XXX	XXX	1.86	XXX	3.72
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper (Final)	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Hardness, Total (as CaCO <sub>3</sub> )						
(Final)	XXX	XXX	XXX	Report	XXX	XXX
Chronic toxicity (Ceriodaphnia) (TUc)						
(Interim)	XXX	XXX	XXX	XXX	Report Max	XXX
(Final)	XXX	XXX	XXX	XXX	1.02 Max	XXX
Chronic toxicity (Pimephales) (TUc) (Interim)	XXX	XXX	XXX	XXX	Report Max	XXX
(Final)	XXX	XXX	XXX	XXX	1.02 Max	XXX

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

- Designation of Responsible Operator
- Remedial Measures if Public Nuisance
- No Stormwater to Sewers
- Necessary Property Rights
- Small Stream Discharge
- Change in Ownership
- Chlorine Dosages
- Proper Sludge Disposal
- TMDL/WLA Analysis
- WET Testing for Renewal
- WET Testing Conditions
- Operator Training



- TRC Reporting
- Stormwater Monitoring
- Combined Sewer Overflow
- Laboratory Certification
- Instantaneous Maximum Limits

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

The EPA Waiver is not in effect.

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

**PA0234010**, SIC Code 4953, **PA Department of Transportation (District 2-0)**, 1924 Daisy Street, Clearfield, PA 16830. Facility Name: I-99 ERPA Leachate Treatment Facility. This proposed facility is located in Worth Township, **Centre County**.

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

The receiving stream(s), Bald Eagle Creek, is located in State Water Plan watershed 9-C and is classified for Trout Stock Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0045 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	1.0	2.0	XXX	27	54	65
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
Total Aluminum	0.03	0.06	XXX	0.75	1.50	1.87
Total Arsenic	0.0004	0.001	XXX	0.01	0.02	0.025
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Iron	0.06	0.11	XXX	1.5	3.0	3.7
Total Manganese	0.04	0.08	XXX	1.0	2.0	2.5
Total Mercury (µg/L)	0.0000019	0.0000038	XXX	0.05	0.10	0.13
Total Zinc	0.004	0.008	XXX	0.11	0.20	0.25

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

The EPA Waiver is in effect.

**PA0009270**, SIC Code 2047, **Del Monte Corp**, 6670 Lowe Street, Bloomsburg, PA 17815-8613. Facility Name: Del Monte Bloomsburg Plant. This existing facility is located in South Centre Township, **Columbia County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 5-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 0.4 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 Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
BOD <sub>5</sub>	754	1507	XXX	Report	Report	565
Total Suspended Solids	917	1833	XXX	Report	Report	687
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	400
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean XXX	XXX	400
Ammonia-Nitrogen	Report	Report	XXX	7.8	13.3	19.5

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</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			
Net Total Nitrogen (Final)	Report	33196			
Net Total Phosphorus (Interim)	Report	Report			
(Final)	Report	1492			

\* 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, 2014. 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, 2015. 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, 2014.

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.

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

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

**WQM Permit No. 0612404**, Sewerage, **Amity Township**, 2004 Weavertown Road, Douglassville, PA 19518-8971.

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

Description of Proposed Action/Activity: Modification of Pump Station 1 from a dry well / wet well pump station to a submersible wet well pump station along with other modifications.

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

**WQM Permit No. 3008201-A1**, Industrial Waste, **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601-1689

This existing facility is located in Monongahela Township, **Greene County**

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

**WQM Permit No. 6312405**, Sewerage, **Peters Township Sanitary Authority**, 111 Bell Drive, McMurray, PA 15317-3415

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

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

**WQM Permit No. 6312406**, Sewerage, **Cindy Kerr**, 65 Spring Valley Road, Washington, PA 15301

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

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

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### IV. NPDES Applications for Stormwater Discharges from MS4

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### V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 151220	KRVS Associates, LP 1140 Valley Forge Road Valley Forge, PA 19482	Chester	Schuylkill Township	Unnamed Tributary Pickering Creek (HQ-TSF)
PAI01 151221	Jennersville Medical Building, LP PO Box 612 Unionville, PA 19375	Chester	Penn Township	Unnamed Tributary Middle Branch White Clay Creek (TSF); Big Elk Creek (HQ-TSF-MF)

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.**Lehigh County Conservation District: Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, 610-391-9583.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023912015	Realty World-Breisch Delores Breisch 4205 W. Tilghman St. Allentown, PA 18104	Lehigh	Borough of Macungie	Little Lehigh 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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506006R	PBE Companies LLC c/o Sovereign Bank One Financial Plaza Providence, RI 02903	Monroe	Stroud Twp.	UNT Brodhead Creek, HQ-CWF, MF

*Carbon County Conservation District: 5664 Interchange Road, Lehighton, PA 18235, 610-377-4894.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI021305005R	Bryan Baumgartner RD#4, Box 4290 Kunkletown, 18058	Carbon	Towamensing Twp.	Wild Creek, HQ-CWF; UNT Beltzville Lake, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024812009	PPL Electric Utilities Corp. Jason E. Smeltz Two North Ninth St. (GENN 3) Allentown, PA 18101	Northampton	Bushkill Twp., Upper Nazareth Twp., Stockertown Borough, Palmer Twp., Plainfield Twp.	Bushkill Creek, HQ-CWF, MF; Bushkill Creek UNT, HQ-CWF, MF

*Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481**Elk County Conservation District, Elk Courthouse Annex, 300 Center Street, Ridgway PA 15853*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062412001	US Army Corps of Engineers 2200 W. S. Moorhead Federal Bldg 1000 Liberty Avenue Pittsburgh PA 15222	Elk	Jones Township	East Branch Clarion River HQ; CWF

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


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PAG-12	CAFOs
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*General Permit Type—PAG-12*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water/Use*

*Contact Office &  
Phone No.*

Tyrone Township  
Perry County

PAG123653

KNS Farms  
201 Bartho Drive  
Landisburg, PA 17040

Green Valley Run /  
CWF

DEP-SCRO  
909 Elmerton  
Avenue  
Harrisburg, PA  
17110-8200  
717-705-4707

**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**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Randy Weaver Smaltz Road Womelsdorf, PA 19567	Berks	0	541.8	Layers	N/A	New

**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  
MINOR AMENDMENT**

**Applications Received Under the Pennsylvania Safe Drinking Water Act**

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

**Application No. 5612505MA, Minor Amendment.**

Applicant	<b>Somerset Township Municipal Authority</b> PO Box 247 Somerset, PA 15501
[Township or Borough]	Somerset Township
Responsible Official	Nancy Aultz, Manager Somerset Township Municipal Authority PO Box 247 Somerset, PA 15501
Type of Facility	Water system
Consulting Engineer	Somerset Planning & Engineering Services, LLC 222 West Main Street Somerset, PA 15501
Application Received Date	July 11, 2012
Description of Action	Installation of approximately 12,000 feet of waterline.

## 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 mediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the mediator 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*

**Haverford Animal Hospital**, Lower Merion Township, **Montgomery County**. Staci Cottone, J&J Spill Service and Supplies, Inc., PO Box 370, Blue Bell, PA 19422 on behalf of Reginald L. Royster, Jr. D.V.M., Haverford Animal Hospital, 517 West Lancaster Avenue, Haverford, PA 19041 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of leaded gasoline. 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 *Main Line Times* on February 2, 2012.

**4413-4421 Germantown Avenue & 4428-4430 North Uber Street**, City of Philadelphia, **Philadelphia County**. Ryan Hoffman, GEI Consultants, Inc., 40 Union Park Drive, Woburn, MA 01801, Ileen Gladstone, GEI Consultants, Inc., 400 Unicorn Park Drive, Woburn, MA 01801, Ronald Wong, Nicetown Court II Housing Partners, LP, 256 George Street, New Brunswick, NJ 08901 on behalf of David Thomas, Philadelphia Redevelopment Authority, 1234 Market Street, 16 Floor, Philadelphia, PA 19107, Shahied A. Dawan, Universal Community Homes, 800 South 15th Street, Philadelphia, PA 19146 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of pah and inorganics. The parcel is planned for redevelopment as a residential apartment building.

**216 Chestnut Site**, City of Philadelphia, **Philadelphia County**. Paul Martino, P.G., Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104, Bill Schmidt, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104 on behalf of Susan Hammersley, 2116 Chestnut Building LLC and 2116 Chestnut Holding LLC, One North Wacker Drive Suite 2400, Chicago, Illinois 60606 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of no. 2 fuel oil. The future use of the site will remain the same.

**Waterford Walk**, Lower Merion Township, **Montgomery County**. Lawrence W. Bily, RT Environmental Services, Inc., 215 Church Road, King of Prussia, PA 19406 on behalf of D. Charles Houder, Hardy Houder Real Estate Group, LLC, 134 North Narberth Avenue, Narberth PA 19072 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of inorganics and pesticides. The future use of the site will be for residential purposes. A summary of the Notice

of Intent to Remediate was to have been published in the *Philadelphia Inquirer* June 25, 2012.

**Kingdom Hall of Jehovah's Witness**, City of Chester, **Delaware County**. Staci Cottone, J&J Environmental, PO Box 370, Blue Bell, PA 19422 on behalf of Dennis Bell, Kingdom Hall of Jehovah's Witness, 851 Elsinore Place, Chester, PA 19013 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted by release of no. 2 fuel oil. The future use of the site will remain commercial. A summary of the Notice of Intent to Remediate was to have been published in the *Delaware County Daily Times* on June 27th, 2012.

**Biordi Property**, Middletown Township, **Delaware County**. Guenter K. Miller, Leggett, Brashsears & Graham, Inc. 901 South Bolmar Street, Suite B, West Chester, PA 19382, Joseph W. Standen, Jr, Leggette, Brashears & Graham, Inc., 901 South Bolmar Street, Suite B, West Chester, PA 19382 on behalf of Laura Biordi, 538 South New Middletown, PA 19063 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted by the release of PCE and TCE. 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 *Delaware County Daily Times* on May 7, 2012.

**Amra Investment LP**, West Whiteland Township, **Chester County**. Michael S. Welsh, P.E. Welsh Environmental Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of Anne Fisher, AMRA Investment L.P., 110 Summit Drive Exton, PA 19341 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.

**Willow Crossing Townhouse LP**, Upper Moreland Township, **Montgomery County**. Staci Cottone, J&J Spill Service and Supplies, PO Box 370, Blue Bell, PA 19422 on behalf of Ed Moser, Willow Crossing Townhouses, L.P., c/o The Moser Group, 2901 Blair Mill Road, Willow Grove, PA 19090 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. 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 Intelligencer* on March 14, 2012.

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

**Buckeye Pipe Line Company, L.P.—Landisburg, PA**, Route 850/233 and Ernest Road, Landisburg, PA 17040, Tyrone Township, **Perry County**. Groundwater and Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Eugene and Elizabeth Nolt, 365 Montour Road, Landisburg, PA 17040 and Buckeye Pipeline Company, LP, 5 Tek Park, 9999 Hamilton Boulevard, Breinigsville, PA 8031, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with petroleum hydrocarbons from a pipe line release. The site will be remediated to the Site-Specific and Non-Residential Statewide Health standards. Future use of the site will remain a natural gas transmission pipe line right of way and a farm field.

**Route 41 Diner**, 42 Route 41, Gap, PA 17527, Sadsbury Township, **Lancaster County**. Hafer Environmental Services, PO Box 4418, Reading, PA 19606, on behalf of the Estate of A. Charles Artinian, 725 Street Road, Cochranville, PA 19330, submitted a Notice of Intent to Remediate site soils and groundwater contami-

nated with gasoline. The site will be remediated to the Site-Specific standard and will remain an eating establishment.

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

**Sunbury Generation LP Northern Property Area**, Shamokin Dam Borough, **Snyder County**. Advanced Geo Services Corporation, 1055 Andrew Drive, Suite A, West Chester, PA 19380 on behalf of Sunbury Generation LP, PO Box 517, Old Trail Road, Shamokin Dam, PA 17876 has submitted a Notice of Intent to Remediate groundwater contaminated with metals and sulfate. The applicant proposes to remediate the site to meet the Site Specific Standard.

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

**East Liberty Place South**, City of Pittsburgh, **Allegheny County**. American Geosciences, Inc., 3925 Reed Blvd. Suite 400, Murrysville, PA 15668 on behalf of the Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, 10th Floor, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with VOCs, and metals at 5800 Penn Avenue, Pittsburgh, PA. The intended future use of the property is for a mixed residential and commercial development.

#### RESIDUAL WASTE GENERAL PERMITS

**Application Withdrawn 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 17106-9170.*

**General Permit Application No. WMGR135.** Delaware County Solid Waste Authority, 583 Longview Road, Boyertown, PA 19512-7955; site: Rolling Hills Landfill. This general permit application proposed the beneficial use of leachate as a substitute for potable water in flue gas air pollution control devices. The application was withdrawn on July 17, 2012 by request of the applicant.

Persons with questions 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.

#### DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

**Application(s) for Determination of Applicability Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*



**General Permit Application No. WMGM001D002. Granger Energy of Honey Brook, LLC.**, 16980 Wood Road, Lansing, MI 48906-1044.

The Department of Environmental Protection, Bureau of Land Recycling and Waste Management has received an application for a determination of applicability (DOA) under the General Permit # WMGM001. The general permit WMGM001D002 is for the processing and beneficial use of landfill gas (LFG), generated at Lanchester Landfill, as an alternate fuel to drive industrial boilers and residential furnaces. The Department determined the DOA application to be administratively complete on September 24, 2004.

Persons interested in obtaining more information about the general permit application may contact Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Land Recycling and Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472 at (717) 787- 7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

#### MUNICIPAL WASTE GENERAL PERMITS

**Application for General Permit Renewal Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.**

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

**General Permit Application No. WMGM017D004. Longwood Gardens Inc.**, 409 Conservatory Road, Kennett Square, PA 19348, This permit is for the processing and beneficial use of compost of manure, yard waste, source separated food scraps from food markets, grocery stores, food banks, food distribution centers, school cafeterias and institutions, source-separated newspaper and source-separated corrugated paper as soil substitute, soil conditioner, fertilizer, mulch or soil amendment. The application for renewal was found to be administratively complete by the Bureau of Waste Management on July 18, 2012.

Persons with questions 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.

#### DETERMINATION FOR APPLICABILITY FOR INFECTIOUS AND CHEMOTHERAPEUTIC WASTE GENERAL PERMITS

**Application for Determination of Applicability for General Permit Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Infectious and Chemotherapeutic Waste Regulations for a General Permit to Operate Infectious and Chemotherapeutic Waste Processing Facilities.**

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

**General Permit Application No. WMGI005A. Merck Sharp & Dohme Corp.**, 770 Sumneytown Pike,

West Point PA 19486. This is an application for permittee's name change from Merck & Co., Inc., to Merck Sharp & Dohme Corp., regarding an existing determination of applicability general permit for Merck Sharp & Dohme Corp.—West Point Facility, an infectious waste processing facility located at 770 Sumneytown Pike, West Point, PA 19486, in Upper Gwynedd Township, **Montgomery County**. The application for determination of applicability was received by the Southeast Regional Office on June 26, 2012.

#### DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**Application(s) for Determination of Applicability received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; 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**

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915*

**General Permit Application No. WMGR123, Program I.D. WMGR123NE003, Carrizo (Marcellus), LLC**, 251 Drain Lick Road, Drifting, PA 16834. A General Permit Determination of Applicability (DOA) for the transfer and beneficial use of oil and gas liquid waste at the Shaskas South Well Pad site in Jessup Township, **Susquehanna County**. The application for determination of applicability was received in the Regional Office and deemed administratively complete on July 31, 2012.

Persons interested in obtaining more information about the general permit application may contact William Tomayko, Environmental Program Manager, Waste Management Program, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790 at 570-826-2511. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Application Received Under the Solid Waste Management Act, 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. 400633. Wheelabrator Falls Inc.**, 1201 New Ford Mill Road, Morrisville PA 19067-3701, This minor permit modification application is for the inclusion of a tarping station and contact water tank closure walls at the Wheelabrator Falls, Inc.'s facility, a municipal waste resource recovery facility located in Falls Township, **Bucks County**. The application was received by Southeast Regional Office on July 18, 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 Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

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

#### PLAN APPROVALS

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

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

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

**43-319C: JMC Steel Group—Wheatland Tube Division—Church Street Plant** (P. O. Box 608, Wheatland, PA 16161-0608) for installation of an annealing furnace and atmosphere generator. The Church Street Plant is at 20 Church Street, Wheatland, PA 16161-0608. This facility is located in the Wheatland Borough, **Mercer County**.

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

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

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

**15-0061B: Phoenixville Hospital, Inc.** (140 Nutt Road, Phoenixville, PA 19460) for installation of a catalytic converter to control formaldehyde emissions from the existing 1250-kW Emergency Electric Generator/Internal Combustion Engine in Phoenixville Borough, **Chester County**. The generator is subject to the requirements of 40 CFR Part 60 Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. Installation of the catalytic converter will not cause an increase in emissions. Facility-wide potential emissions are below major facility thresholds for the Philadelphia Metropolitan Area; the facility is classified as a Synthetic Minor Facility. The plan approval will include monitoring, testing, recordkeeping and reporting requirements 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

**01-05016P: Specialty Granules, Inc.—Charmian Quarry** (1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) for construction of the Undersize Material Processing Plant, controlled by two fabric filters, located in Hamiltonban Township, **Adams County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the above mentioned company for the above mentioned project, which is a modification to the plan approval Number 01-05016M issued on August 22, 2011, construction of which was not started due to the equipment changes and plant layout, which is covered in this plan approval. This plan approval is subject to Federal New Source Performance Standard, 40 CFR Part 60, Subpart 000. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

The company shall be subject to and comply with the relevant provisions of the Pa. Code including the chapters 123, 127, and 129. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The use of fabric collectors to control the particulate matter emissions from the source, is considered to be Best Available Technology (BAT). The facility's actual controlled particulate matter emissions from this plan approval shall increase less than 1 tpy of TSP and less than 0.1 tpy of PM10.

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, Harris-



burg, 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.

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

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.

**06-05069S: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) for modifying formation operations at their Lyon Station Plant in Richmond Township, **Berks County**.

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

Plan Approval 06-05069S is for replacing air-rack formation systems 1, 2 and 3 with water bath formation systems and permanently decommissioning air-rack formation systems 4, 5, 6 and 10. The formation systems are controlled by mist eliminators that are best available technology (BAT) for removing sulfuric acid mist. Plan Approval 06-05069S is for installing seven 1.8 mmBtu/hr natural gas fired boilers and installing one 3.75 mmBtu/hr natural gas fired air make-up unit. Use of natural gas and/or propane-air mix fuel is accepted as BAT for combustion products. The plan approval also documents the transfer of 53 tons of NO<sub>x</sub> Emission Reduction Credits from the GenOn REMA, LLC Warren County facility to the East Penn Richmond Township facility. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Because of the removal of four air-rack formation systems, the actual air emissions of H<sub>2</sub>SO<sub>4</sub> from the A-3 building will be reduced by one tpy. The new water boilers and air make up unit will have a maximum potential to emit seven tpy of NO<sub>x</sub>, six tpy of CO and one tpy of PM.

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, or for requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

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

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

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

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

**24-083U: Mersen USA** (215 Stackpole Street, St. Marys, PA 15857) for installation of a continuous baking furnace and associated regenerative thermal oxidizer and wet scrubber at their facility in the City of St. Marys, **Elk County**. This is a Title V facility.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 24-083U to Mersen USA for the installation of a continuous baking furnace and associated regenerative thermal oxidizer and wet scrubber at their facility in the City of St. Marys, Elk County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 24-083U is for the installation a Riedhammer continuous carbon baking oven. Emissions from this source will be controlled by an associated regenerative thermal oxidizer and limestone slurry wet scrubber, which is proposed as Best Available Technology (BAT) for the proposed source. Based on the information provided by the applicant and DEP's own analysis, the proposed source will each have the potential to emit approximately 43.8 tons of sulfur oxides (SO<sub>x</sub>), 17.5 tons of nitrogen oxides (NO<sub>x</sub>), 4.4 tons of carbon monoxide, 4.4 tons of volatile organic compounds (VOC), 2.1 tons of particulate matter less than 10 microns (PM-10), and 2.0 tons of total hazardous air pollutants (HAP) per year.

The Plan Approval will be subject to the Compliance Assurance Monitoring provisions of 40 CFR Part 64, and will contain additional testing, monitoring, reporting, recordkeeping and work practice requirements designed to keep the facility operating within all applicable air quality requirements. Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval; No. 24-083U and a concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

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

**37-300B: North American Forgemasters** (710 Moravia Street, New Castle, PA 16101) for construction of two additional forge furnaces to provide capacity during the subsequent furnace removal and the construction of six new forge furnaces which will replace six existing forge furnaces in New Castle City, **Lawrence County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

The construction of six new forge furnaces, two additional forge furnaces to provide, and taking a limit on the gas throughput for the Slow Cool Furnaces to help avoid triggering NSR could result in an increase in emissions of 1.667 tpy for VOC, 33.97 tpy for NO<sub>x</sub>, 25.9 tpy for CO, 2.335 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub>, 0.1865 tpy for SO<sub>x</sub>, and 36123 tpy for CO<sub>2(e)</sub>. This Plan Approval will contain emission restriction, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- The facility shall limit the fuel throughput from Source 103 to less than 112 mmcf/yr of natural gas based on a 12-month rolling total.
- The facility shall limit the combined fuel throughput from Sources 104 & 105 to less than 855 mmcf/yr of natural gas based on a 12-month rolling total.

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air

Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval 37-300B and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421—127.431 for state only operating permits or 25 Pa. Code §§ 127.521—127.524 for Title V operating permits.

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

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

**AMS 12147: (Philadelphia West TRANSFLO Terminal—36th and Moore Street Philadelphia, PA 19134)** for modification and operation of 15 portable pumps for the transfer of crude oil from unit train to tank truck. Hazardous Air Pollutants (HAP) emissions from the facility are limited to less than 10 tons per rolling 12-month period for each individual HAP and less than 25 tons per rolling 12-month period for combined HAPs. A volatile Organic Compound emission at the facility is limited to less than 25 tons per rolling 12-month period.

The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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

#### OPERATING PERMITS

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

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

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

**09-00006: United States Steel Corp.—Fairless Works** (Pennsylvania Avenue, Fairless Hills, PA 19030) for the renewal of the Title V Operating Permit in Falls Township, **Bucks County**. The facility is primarily used for secondary processing, galvanizing of steel sheet products. As a result of potential emissions of  $\text{NO}_x$ , the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. Several sources in the initial Title V Permit were deactivated, and the sources were removed from this Title V Permit Renewal. The proposed Title V Operating Renewal does not adopt any new regulations. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64). From AIMS 2011 Inventory Data, the facility emitted approximately 92 tons of Nitrogen Oxides, 25 tons of carbon monoxide, 2 tons of Particulate Matter and less than one ton of VOC/HAP. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

*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: 717-949-705-4863*

**06-05069S: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) for modifying formation operations at their Lyon Station Plant in Richmond Township, **Berks County**.

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

Plan Approval 06-05069S is for replacing air-rack formation systems 1, 2 and 3 with water bath formation systems and permanently decommissioning air-rack formation systems 4, 5, 6 and 10. The formation systems are controlled by mist eliminators that are best available technology (BAT) for removing sulfuric acid mist. Plan Approval 06-05069S is for installing seven 1.8 mMBtu/hr natural gas fired boilers and installing one 3.75 mMBtu/hr natural gas fired air make-up unit. Use of natural gas and/or propane-air mix fuel is accepted as BAT for combustion products. The plan approval also documents the transfer of 53 tons of  $\text{NO}_x$  Emission Reduction Credits from the GenOn REMA, LLC Warren County facility to the East Penn Richmond Township facility. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Because of the removal of four air-rack formation systems, the actual air emissions of  $\text{H}_2\text{SO}_4$  from the A-3 building will be reduced by one tpy. The new water boilers and air make up unit will have a maximum potential to emit seven tpy of  $\text{NO}_x$ , six tpy of CO and one tpy of PM.

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, or for requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

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

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.

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

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

**56-00181: Southern Alleghenies Landfill, Inc.** (625 Cherrington Parkway, Moon Township, PA, 15108) for a solid waste landfill at the Conemaugh Township site in Conemaugh Township, **Somerset County**. This is a Title V Operating Permit Renewal application submittal.

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

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

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

**64-00007: Hanson Aggregates Pa, LLC—Lake Ariel Quarry** (7660 Imperial Way, Allentown, PA 18195) for sandstone crushed and broken mining in Lake Township, **Wayne County**. The sources consist of Crushers and Screens. The sources are considered minor emission sources of nitrogen oxide ( $\text{NO}_x$ ) and sulfur oxides ( $\text{SO}_x$ ). 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.

*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*

**36-05094: Keystone Wood Specialties, Inc.** (2225 Old Philadelphia Pike, Lancaster, PA 17602) for their custom wood specialties facility in East Lampeter Township, **Lancaster County**.



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

The subject facility has actual emissions of 4.88 tpy of VOCs, 0.64 tpy of HAPs and 0.41 tpy of Xylene. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.52 Surface coating processes.

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

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

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

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

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

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

**25-00279: Associated Spring Barnes Group** (226 South Center Street, Corry, PA 16407-1935), for a renewal-operating permit located in Corry City, **Erie County**. The facility manufactures wire springs and other small metal parts, primarily for the automotive industry. The sources at the facility include two space heating boilers, two process boilers, two air handlers, an oiling process, dip coating, spray coating, grinding, bluing and drawing ovens, miscellaneous ovens, and parts washers. The conditions of the previous approvals and operating permit were incorporated into the renewal permit. The facility is a Natural Minor. The potential PM-10, VOC, SO<sub>x</sub>, NO<sub>x</sub>, CO, and lead emissions from the facility are approximately 2 TPY, 5 TPY, 0.1 TPY, 14 TPY, 12 TPY, and 0.00006 TPY, respectively. The HAPs emissions from the facility are less than 10 TPY and the facility is therefore an Area Source for MACT.

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

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

**S12-038: Coating and Converting (CCT), Incorporated** (80 Morris Street, Philadelphia, PA 19148) a pressure sensitive tape operation in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a coater, two (2) coater ovens at 6

MMBTU/hr (combined), twenty-four (24) heater each less than 0.6 MMBTU/hr, a 3.5 MMBTU/hr oxidizer, and cleanup operation of the coater.

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.

**S12-026: Chestnut Hill Hospital of Philadelphia** (8835 Germantown Avenue, Philadelphia, PA 19118) for operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) 16.74 MMBTU/hr boiler burning natural gas and four (4) emergency generators burning No. 2 oil.

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.

**N12-018: The MedImmune, LLC.** (3001 Red Lion Road, Philadelphia, PA 19114) to issue an operating permit in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two natural gas firing boilers capacity of 3.985 MMBTU/hr each, two natural gas firing hot water heaters capacity of 2.00 MMBTU/hr each, a 605 BHP emergency generator, and a 749 BHP emergency generator ULSD fuel firing each.

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.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003). The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34. Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

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

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

### *Coal Applications Received*

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

**56841328 and NPDES No. PA0033677 and GP12-56841328. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To renew the permit for the Mine 78 in Paint Township, **Somerset County** and Adams and Richland Townships, **Cambria County** and related NPDES permit. Includes renewal of Air Quality GPA/GP12 Authorization. No additional discharges. The application was considered administratively complete on July 26, 2012. Application received: May 23, 2012.

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

**56070111 and NPDES No. PA0262510. Mountaineer Mining Corporation**, 1010 Garrett Shortcut Road, Berlin, PA 15530, revision of an existing bituminous surface mine to add augering to a portion of the existing mining area approximately 2.6 acres in size in Brothersvalley Township, **Somerset County**, affecting 115 acres. Receiving stream(s): unnamed tributaries to Swamp Creek and unnamed tributaries to Buffalo Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 16, 2012.

**32110104 and NPDES No. PA0263303. Simpson Coal Company**, 1003 Bush Road, New Alexandria, PA 15670, revision of an existing bituminous surface mine to add 2.5 acres for support in Young Township, **Indiana County**, affecting 40.5 acres. Receiving stream(s): Nesbit Run and unnamed tributary to Whiskey Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 19, 2012.

**32070105 and NPDES No. PA0262412. Bedrock Mines, LP**, 111 Freeport Road, Pittsburgh, PA 15215, permit renewal for the continued operation and restoration of a bituminous surface mine in Washington Township, **Indiana County**, affecting 35.0 acres. Receiving stream(s): South Branch Plum Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 25, 2012.

**32010109 and NPDES No. PA0249025. Amerikohl Mining, Inc.**, 202 Sunset Drive, Butler, PA 16001, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Rayne, Washington and White Townships, **Indiana County**, affecting 28.5 acres. Receiving stream(s): McKee Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 23, 2012.

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

**63070101 and NPDES Permit No. PA0251101. Amerikohl Mining, Inc.** (1384 State Route 711, Stahlstown, PA 15687). Renewal application for reclamation only to an existing bituminous surface mine, located in Somerset Township, **Washington County**, affecting 183.9 acres. Receiving streams: unnamed tributaries to North Branch Pigeon Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: July 17, 2012.

**26950201 and NPDES Permit No. PA0201081. Mon River Energy Corp.** (P.O. Box 466, Brier Hill, PA 15415). Renewal application for continued mining to an existing coal refuse reprocessing surface mine, located in Redstone Township, **Fayette County**, affecting 124.5 acres. Receiving streams: unnamed tributaries to Fourmile Run and to Fourmile Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: July 23, 2012.

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

**17120102 and NPDES No. PA0257915. Rob Holland Enterprises** (52 Holland Lane, Curwensville PA 16833),



Commencement, operation and restoration of a bituminous surface mine located in Penn Township, **Clearfield County** affecting 42.5 acres. Receiving streams: Kratzer Run and Hiles Run classified for the following uses: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 13, 2012.

**17120103 and NPDES No. PA0257923. Swisher Contracting, Inc.** (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine located in Bradford Township, **Clearfield County** affecting 199.9 acres. Receiving streams: Valley Fork Run, Roaring Run and their tributaries classified for the following uses: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 19, 2012.

**17860123 and NPDES No. PA0115436. Hepburnia Coal Company** (P. O. Box I, 1127 Haytown Road, Grampian, PA 16838) Revision to an existing bituminous surface mine for change in land use from approximate original contour to final contour located in Knox Township, **Clearfield County** affecting 291.0 acres. Receiving stream(s): Unnamed Tributaries to McNeel Run to Gaz-zam Run and to Carson to Little Clearfield Creek classified for the following uses: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 11, 2012.

**17020103 and NPDES No. PA0243221. River Hill Coal Company, Inc.** (P. O. Box 141, Kylertown, PA 16847). Revision to an existing bituminous surface mine to add Coal Refuse Disposal in Chest Township, **Clearfield County**, affecting 560.7 acres. Receiving stream(s): Wilson Run and McMasters Run to Wilson Run to Chest Creek classified for the following uses: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 18, 2012.

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

**54-305-028GP12. Waste Management & Processors, Inc.**, (P. O. Box K, Frackville, PA 17931), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 54080201 in Port Carbon & Mechanicsville Boroughs, **Schuylkill County**. Application received: July 25, 2012.

*Noncoal Applications Received*

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

**08990301. Glenn O. Hawbaker, Inc.** (1952 Waddle Road, Suite 203, State College, PA 16803). Revision of an

existing large industrial mineral permit for modification for clean fill placement located in Athens Township, **Bradford County** affecting 20.08 acres. Receiving streams: Susquehanna River classified for the following uses: Warm Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 11, 2012.

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

**58122510 and NPDES Permit No. PA0225312, Nit-tany Nova Aggregates, LLC**, (2840 West Clymer Avenue, Suite 400, Telford, PA 18969), commencement, operation and restoration of a bluestone quarry operation and a non-discharge NPDES permit for discharge of treated mine drainage in New Milford Township, **Susquehanna County** affecting 10.0 acres, receiving stream: unnamed tributary to Beaver Creek, classified for the following use: HQ-cold water fishery. Application received: July 10, 2012.

**67070301C and NPDES Permit No. PA0224600. Glen-Gery Corp.**, (1166 Spring Street, Wyomissing, PA 19610), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Dover Township, **York County** affecting 70.6 acres, receiving stream: unnamed tributaries to Fox Run, classified for the following use: migratory fishes and trout stocking. Application received: July 26, 2012.

**MINING ACTIVITY NPDES DRAFT PERMITS**

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

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

*Effluent Limits for Coal Mining Activities*

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

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

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

Alkalinity greater than acidity\*

\*The parameter is applicable at all times.

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

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

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

#### *Effluent Limits for Noncoal Mining Activities*

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

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

\* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth. More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

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

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

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

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

#### *Coal NPDES Draft Permits*

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

**NPDES No. PA0241491 (Permit No. 24990101). AMFIRE Mining Company, LLC** (One Energy Place, Suite 2800, Latrobe, PA 15650) Renewal of an NPDES permit for a bituminous surface mine in Horton Township, **Elk County**, affecting 568.9 acres. Receiving streams: Unnamed tributary to Little Toby Creek and unnamed tributary to Mead Run, classified for the following uses: CWF. TMDL: Little Toby Creek. Application received: May 25, 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 tributary to Little Toby Creek and unnamed tributary to Mead Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP1	N
TP2	N
TP3	N
TP4	N
TP5	N
TP6	N
TP7	N
TP8	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 <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		.75	1.5	1.88
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35	70	90

<sup>1</sup> The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributary to Little Toby Creek and unnamed tributary to Mead Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
B	N
D	N
E	N
F	N
G	N
H	N
I	N
J	N
K	N
L	N
M	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 <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity <sup>1</sup>				
Total Settleable Solids (ml/l)				0.5

**NPDES No. PA0259276 (Permit No. 33120103). Reichard Contracting, Inc.** (212 Olean Trail, New Bethlehem, PA 16242) New NPDES permit for a bituminous surface mine in Beaver Township, **Jefferson County**, affecting 68.0 acres. Receiving streams: Unnamed tributary to Little Sandy Creek, classified for the following uses: CWF. TMDL: Redbank Creek. Application received: April 23, 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 tributary No. 1 to Little Sandy Creek:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		0.75	1.5	1.88
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35	70	90

<sup>1</sup> The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributary No. 1 to Little Sandy Creek:

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

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

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

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0599549 (Mining permit no. 29920301), H. B. Mellott Estate, Inc.**, 100 Mellott Drive, Suite 100, Warfordsburg, PA 17267, renewal of an NPDES permit for a limestone quarry in Ayr Township, **Fulton County**, affecting 75.7 acres. Receiving stream(s): Esther Run and Unnamed Tributary to Esther Run, classified for the following use(s): cold water fishery. Application received: July 12, 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 noncoal mining activities.

The mine drainage/stormwater outfall(s) listed below discharge to Esther Run.

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

The stormwater outfall(s) listed below discharge to Unnamed Tributary to Esther Run:

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
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			

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

**NPDES No. PA0225118 on Surface Mining Permit Number 52110301. Wayne D. Holbert**, (115 Rocky Rift Farm Road, Lackawaxen, PA 18435), new NPDES permit for a bluestone and aggregate quarry operation in Lackawaxen Township, **Pike County**, affecting 40.0 acres. Receiving streams: unnamed tributary to the Lackawaxen River, is classified for the following uses: HQ-cold water fishes and migratory fishes; Lackawaxen River, is classified for the following uses: HQ-trout stock fishes and migratory fishes; Delaware River is classified for the following uses: warm water fishes and migratory fishes. Application received October 4, 2011.

Non-discharge BMP's will apply to this site.

### FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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



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

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E51-253. Brian Mohl, City of Philadelphia**, Philadelphia Water Department, Office of Watersheds, 1101 Market St., 4th Floor, Philadelphia, PA 19107, **Philadelphia County**, ACOE Philadelphia District.

The Cobbs Creek Watershed Improvement Project is located at the confluence of the East and West branches of Indian Creek (WWF, MF). Flow of the West Branch will be diverted from an existing culvert to a created natural stream channel. Bank stabilization, restoration of a riparian buffer and debris removal will be conducted. A combined sewer outfall (CSO) will be directed to a temporary storage created from the existing culvert. Specific water obstruction and encroachment activities consist of:

1) To create and maintain approximately 1,300 linear feet of stream channel with an approximate width of 40 feet to convey the West Branch. This work includes creation of forested riparian buffers, habitat improvement measures and temporary access roads in and along the new channel.

2) To remove approximately 700 linear feet of the existing brick culvert.

3) To reconstruct and maintain the existing CSO outfall structure within the footprint of the existing brick culvert to serve as temporary storage for CSO discharges.

4) To stabilize and maintain the channel and banks of the existing branches. All disturbed areas will be stabilized and replanted with native plants.

The site is located approximately 1000 feet northeast of the intersection of Haverford Avenue and Lansdowne Avenue (Lansdowne, PA USGS Quadrangle N: 18.01 inches; W: 1.52 inches).

**E15-833. Pennsylvania Department of Transportation, District 6**, 7000 Geerdes Blvd, King of Prussia, PA 19406, **Chester County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with replacement of the Brandywine Avenue bridge (S.R. 0322) over the East Branch of Brandywine Creek (WWF-MF):

1) To remove the existing three-span bridge, and to construct and maintain, in its place, an approximately 53-foot long, 167-foot span single-span bridge with underclearance of 8 feet, impacting 0.06 acre of wetlands. This work includes the modification of the approach roadways, and placement of rip-rap adjacent to the abutments.

2) To remove approximately 0.06 acre of gravel bar from the upstream and downstream of the bridge to enhance stream flow.

The project will permanently impact 131 linear feet of the stream. The project is located at the boundary of East Clan and West Bradford Townships, approximately 227 feet north of the intersection of Bradford Avenue and Downingtown Pike in Chester County (Unionville, PA USGS Quadrangle N: 21.80 inches; W: 10.38 inches).

**E46-1082. Borough of Conshohocken**, 1 West First Avenue, Suite 200, Conshohocken, PA 19428, Conshohocken Borough, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain an approximately 108-foot long by 65-foot wide boat-house, and associated 360-foot long by 10-foot wide dock, gangway and accessible ramp in and along the 100 year floodplain of the Schuylkill River.

The site is located within the Millennium Tract Development, and extends from Cherry to Ash streets (Norristown, PA USGS Quadrangle N: 12.75 inches; W: 7.2 inches).

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

**E06-679: PPL Electric Utilities Corporation**, Hazleton Service Center, 334 South Poplar Street, Hazleton, PA 18201 (State Hill Taps 1 and 2), in Lower Heidelberg and Spring Townships, **Berks County**, (Sinking Spring, PA Quadrangle; Latitude 40°20'06", Longitude -76°02'22"), ACOE Philadelphia District

The applicant proposes to remove 19 existing wood aerial electric utility poles, and to affect:

1) 0.025 acre of palustrine wetland for a temporary crossing (Latitude: 40°20'19", Longitude: -76°01'26.4"),

2) 0.075 acre of palustrine wetland for a temporary crossing (Latitude: 40°20'19.3", Longitude: -76°01'22.4"),

3) 0.027 acre of palustrine wetland for a temporary crossing (Latitude: 40°20'11.0", Longitude: -76°02'5.6"),

4) 0.409 acre of palustrine wetland for a temporary crossing (Latitude: 40°20'9.2", Longitude: -76°02'15"),

5) 0.087 acre of palustrine wetland for a temporary crossing (Latitude: 40°20'7.1", Longitude: -76°02'25.1"),

6) 0.508 acre of palustrine wetland for a temporary crossing (Latitude: 40°20'2.8", Longitude: -76°02'42"),

7) 0.025 acre of palustrine wetland for a temporary crossing (Latitude: 40°19'59.2", Longitude: -76°02'55"),

8) 0.020 acre of palustrine wetland for a temporary crossing (Latitude: 40°19'57.7", Longitude: -76°02'58.2"),

9) 0.050 acre of palustrine wetland for a temporary crossing (Latitude: 40°19'56.6", Longitude: -76°03'1.1"),

10) 0.040 acre of palustrine wetland for a temporary crossing (Latitude: 40°19'54.1", Longitude: -76°03'7.9"),

11) 0.031 acre of palustrine wetland for a temporary crossing (Latitude: 40°19'53", Longitude: -76°03'10.4"), and

12) 0.003 acre of palustrine wetland for a temporary crossing (Latitude: 40°19'52.1", Longitude: -76°03'12.3"), all in Lower Heidelberg Township, Berks County.

The following activities are waived under 25 Pa. Code § 105.12(a)(3): to construct and maintain 19 steel aerial electric utility poles in palustrine wetlands (Latitude: 40°20'19.0" to 40°19'52.1"; Longitude: -76°01'26.4" to -76°03'12.3"). The project proposes to directly affect 1.3 acres of wetlands.

**E22-585: The Harrisburg Authority**, 212 Locust Street, Suite 302, Harrisburg, PA 17101 (Harrisburg Advanced WWTP Improvements Project), in Swatara Township, **Dauphin County**, ACOE Baltimore District

To construct and maintain: 1) a 5,082.0-square foot Aerobic Tank, 2) a 12,376.0-square foot Post Anoxic Tank;



3) a 1,100.0-square foot Methanol storage facility, and 4) a 616.0-square foot NaOH storage facility, all in the floodplains of the Spring Creek and the Susquehanna River. The purpose of the project is to improve the treatment capability of the existing plant. The project is located immediately west of the intersection of Gibson Street and SR 230 (Steelton, PA Quadrangle; N: 20.98 inches, W: 14.92 inches; Latitude: 40°40'26"N, Longitude: -76°51'25"W) in Swatara Township, Dauphin County. No wetlands will be impacted by this project.

**E36-902: John Lippa, Members 1st Federal Credit Union**, 5000 Louise Drive, PO Box 40, Mechanicsburg, PA 17055 (Elizabethtown location), in Elizabethtown Borough and Mount Joy Township, **Lancaster County**, ACOE Baltimore District

To place and maintain fill in 0.02 acre of Palustrine Emergent wetland for the purpose of constructing a proposed credit union branch facility. The project is located approximately 500.0 feet southeast of the intersection of Ridge View Avenue and South Market Street (Latitude: 40°08'24.1"N, Longitude: -76°35'18.70"W) in Elizabethtown Borough and Mount Joy Township, Lancaster County.

**E36-905: Charles Douts, County of Lancaster**, 150 North Queen Street, Suite 612, Lancaster, PA 17603 (Siegrist Mill Covered Bridge Rehabilitation), in Rapho and West Hempfield Townships, **Lancaster County**, ACOE Baltimore District

To reset and maintain an 88.0-foot, 1.5-inch long, 14.0-foot, 1.0-inch wide covered bridge having a proposed underclearance of 10.0 feet, 3.0 inches over Chiques Creek (WWF-MF), for the purpose of repairing damage caused by flooding that occurred in 2011. The project is located on Siegrist Mill Road (Latitude: 40°04'33.04", Longitude: -76°28'15.06"W) in Hempfield Township, Lancaster County.

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

**E5929-033: SWEPI LP.**, 190 Thorn Hill Road, Warrendale, PA 15086, Delmar Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using a 20 foot long, 30 inch diameter corrugated metal pipe, a 12 inch diameter natural gas gathering line, a 10 inch diameter fresh waterline, and a fiber optic cable impacting 118 linear feet of an unnamed tributary to West Branch Stony Fork (EV) (Tiadaghton, PA Quadrangle 41°39'53"N 77°25'14"W);

2) a temporary road crossing using a 20 foot long, 18 inch diameter corrugated metal pipe, a 12 inch diameter natural gas gathering line, a 10 inch diameter fresh waterline, and a fiber optic cable impacting 109 linear feet an unnamed tributary to West Branch Stony Fork (EV) (Tiadaghton, PA Quadrangle 41°39'41"N 77°25'13"W);

3) a temporary road crossing using a wood mat bridge, a 12 inch diameter natural gas gathering line, a 10 inch diameter fresh waterline, and a fiber optic cable impacting 1,447 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Tiadaghton, PA Quadrangle 41°40'01"N 77°25'07"W);

4) a temporary road crossing using a wood mat bridge, a 12 inch diameter natural gas gathering line, a 10 inch

diameter fresh waterline, and a fiber optic cable impacting 865 square feet of a palustrine scrub-shrub (PSS) wetland (Tiadaghton, PA Quadrangle 41°39'47"N 77°25'15"W);

5) a temporary road crossing using a wood mat bridge impacting 505 square feet of a palustrine forested/palustrine emergent (PFO/PEM) wetland (Tiadaghton, PA Quadrangle 41°39'33"N 77°25'09"W).

The project will result in 227 linear feet of temporary stream impacts and 2,817 square feet (0.07 acre) of temporary wetland impacts, all for the purpose of installing a natural gas gathering line, a fresh waterline, a fiber optic cable, and associated access roadways in Delmar Township, Tioga County.

**E5829-033: Williams Field Services Company, LLC**, 1605 Coraopolis Heights Road, Moon Township, PA 15108, Gibson and Harford Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. a 16 inch diameter natural gas gathering pipeline and timber mat crossing impacting 76 lineal feet of an unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Lat. 41° 45' 01", Long. -75° 39' 28");

2. a 16 inch diameter natural gas gathering pipeline and timber mat crossing impacting 80 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF-MF) (Harford, PA Quadrangle; Lat. 41° 45' 09", Long. -75° 38' 31");

3. a 12 inch diameter natural gas gathering pipeline and timber mat crossing impacting 61 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Harford, PA Quadrangle; Lat. 41° 45' 02", Long. -75° 37' 40");

4. a 12 inch diameter natural gas gathering pipeline and timber mat crossing impacting 78 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Harford, PA Quadrangle; Lat. 41° 45' 03", Long. -75° 37' 34");

5. a 12 inch diameter natural gas gathering pipeline and timber mat crossing impacting 114 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Harford, PA Quadrangle; Lat. 41° 44' 59", Long. -75° 37' 37");

6. a 12 inch diameter natural gas gathering pipeline and timber mat crossing impacting 2 lineal feet of an unnamed tributary to Bell Creek (CWF-MF) (Harford, PA Quadrangle; Lat. 41° 45' 01", Long. -75° 37' 31");

7. a 16 inch diameter natural gas gathering pipeline and timber mat crossing impacting 8,276 square feet (0.19 acre) of a PEM wetland (Lenoxville, PA Quadrangle; Lat. 41° 43' 41", Long. -75° 44' 30");

8. a timber mat crossing impacting 436 square feet (0.01 acre) of a PEM wetland (Harford, PA Quadrangle; Lat. 41° 45' 05", Long. -75° 39' 27");

9. a timber mat crossing impacting 436 square feet (0.01 acre) of a PEM wetland (Lenoxville, PA Quadrangle; Lat. 41° 44' 59", Long. -75° 39' 30");

10. a 16 inch diameter natural gas gathering pipeline and timber mat crossing impacting 8,712 square feet (0.20 acre) of a PEM wetland (Harford, PA Quadrangle; Lat. 41° 45' 10", Long. -75° 38' 37");

11. a 12 inch diameter natural gas gathering pipeline and timber mat crossing impacting 4,792 square feet (0.11 acre) of a PEM and 1,742 square feet (0.04 acre) of a PSS wetlands (Lenoxville, PA Quadrangle; Lat. 41° 43' 35", Long. -75° 44' 30");

12. a 12 inch diameter natural gas gathering pipeline crossing impacting 13,068 square feet (0.30 acre) of a PFO wetland (Lenoxville, PA Quadrangle; Lat. 41° 43' 40", Long. -75° 44' 09");

13. an 8 inch diameter natural gas gathering pipeline and timber mat crossing impacting 2,178 square feet (0.05 acre) of a PEM wetland (Lenoxville, PA Quadrangle; Lat. 41° 43' 35", Long. -75° 43' 51").

The Columbia gas gathering line project will convey natural gas to the Williams - MacDowall Pipeline located in Harford Township, Susquehanna County. The project will result in 411 linear feet (6,121 square feet) of temporary stream impacts, a total of 0.57 acre (24,829 square feet) of temporary wetland impacts, and 0.34 acre (14,810 square feet) of permanent wetland impacts all for the purpose of constructing, operating, and maintaining a natural gas gathering line.

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## ACTIONS

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### 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.

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#### I. NPDES Renewal Permit Actions

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*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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061506 (Sewage)	Preston Country Market WWTP 470 Shehawken Road (Route 370) Preston Park, PA 18455	Wayne County Preston Township	Unnamed Tributary to Shehawken Creek (01A)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0020206 (Sewage)	Bath Borough Authority Race & Mill Streets Bath, PA 18014	Northampton County Bath Borough	Monocacy Creek (2-C) High Quality—Cold Water Fishes	Y
PA0064131 (Sewage)	Raceway Truckstop Molleystown Road Pine Grove, PA 17963	Schuylkill County Tremont Township	Swatara Creek (7-D) Cold Water Fishes	Y
PA0051675 (Sewage)	Moore Elementary School Northampton Area Sch. Dist. Klecknersville, PA 18067	Northampton County Moore Township	Unnamed Tributary to Hokendauqua Creek (2-C)	Y
PA0013650 (IW)	General Dynamics OTS Inc. (Scranton Army Ammunition Plant) 156 Cedar Avenue Scranton, PA 18505	Lackawanna County Scranton City	Roaring Brook (5-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0259951 (Sew)	Jody O. Bradley RR 1 Box 948 Claysburg, PA 16625-9703	Blair County / Greenfield Township	UNT Smokey Run / 11-A	Y
PA0030171 (Sew)	Susan Gochenour Llewellyn's Manufactured Home Community, Inc. 4550 Bull Road Dover, PA 17315-2025	York County / Conewago Township	UNT Little Conewago Creek / 7-F	Y
PA0082015 (Sew)	Dawn Catteau Meadows Sewer Company PO Box 604 Exton, PA 19341	Cumberland County/ Middlesex Township	Conewago Creek / 7-B	Y
PA0084018 (Sew)	Stan Custer, Jr. President Custer Group of Companies 2805 Old Post Road Ste 200 Harrisburg, PA 17110	Dauphin County / Middle Paxton Township	Fishing Creek / 7-C	Y
PA0081302 (Sew)	Scott Galbraith South Londonderry Township Municipal Authority PO Box 3 Campbelltown, PA 17010	Lebanon County / South Londonderry Township	UNT Spring Creek / 7-D	Y
PA0082511 (Sew)	Roxbury Holiness Camp, Inc. PO Box 28 Roxbury, PA 17251-0028	Franklin County / Letterkenny Township	Conodoguinet Creek / 7-B	Y
PA0088650 (Sew)	Capital Area Christian Church 1775 Lambs Gap Road Mechanicsburg, PA 17055	Cumberland County/ Hampden Township	UNT Conodoguinet Creek/ 7-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0114111 (Sewage)	South Shore Recreation Area South Shore Recreation Area Lawrenceville, PA 16929	Tioga County Lawrence Township	Unnamed Tributary to Cowanesque River (4-A)	Y

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

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

**NPDES Permit No. PA0005037-A1**, Industrial Waste, **EME Homer City Generation, LP**, 1750 Power Plant Road, Homer City, PA 15748-8009.

This existing facility is located in Center Township, **Indiana County**.

Description of Proposed Action/Activity: Permit amendment issuance.

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


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

**WQM Permit No. 2312202**, Sewerage, **Sunoco Inc. ( R & M )**, 10 Industrial Highway, Bldg G, MS4, Lester, PA 19029.

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

Description of Action/Activity: Construction and operation of an industrial wastewater treatment facility. The facility is a retail gasoline station with groundwater contamination.

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

**WQM Permit No. WQG01211201**, Sewerage, **Ruth A. Thrush**, 1105 Roxbury Road, Newburg, PA 17241.

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

Description of Proposed Action/Activity: Permit approval for the construction / operation of a small flow sewage treatment system to serve their existing single family residence.

**WQM Permit No. 3609402, Amendment 12-1**, Sewerage, **Larry Demarco, Peanut Investments, Inc.**, 312 Paradise Lane, Ronks, PA 17572.

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

Description of Proposed Action/Activity: Permit correction.

**WQM Permit No. 0612403**, Sewerage, **Kutztown Rd Association Inc.**, 6081 Fairway Lane, Allentown, PA 18106.

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

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of a 5-stage treatment process and the treatment process appurtenances need to treat the wastewater generated at the proposed roller skating rink named "The Rink" and an absorption bed and the absorption bed appurtenances needed to provide the ultimate disposal of the treated effluent from the treatment process.

**WQM Permit No. 6773421**, Sewerage, **Frank Perano, GSP Management Company**, PO Box 677, Morgantown, PA 19543.

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

Description of Proposed Action/Activity: Permit approval for the modifications of sewage facilities consisting of: placing the chlorine feed lines pre-sand filtration and the addition of a liquid dechlorination system at the effluent weir of the chlorine contact tank at the Mountain View Terrace Mobile Home Park.

**WQM Permit No. 0584404, Amendment 12-1**, Sewerage, **Rodney Boyd**, 8220 Black Valley Road, Everett, PA 15537.

This proposed facility is located in West Providence Township, **Bedford County**.

Description of Proposed Action/Activity: Transfer of Permit

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**IV. NPDES Stormwater Discharges from MS4 Permit Actions**


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**V. NPDES Waiver Stormwater Discharges from MS4 Actions**


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


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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1507012-R	Chester County Fund, Inc. 615 Willowbrook Lane West Chester, PA 19382	Chester	East Whiteland Township	Valley Creek (EV)
PAI01 151202 - fna - PAS10-G44-RA1	West Vincent Associates, Ltd 707 Eagleview Boulevard Exton, PA 19341	Chester	West Vincent Township	Birch Run (EV)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024506030R	Monroe Pike Land, LLC 815 Seven Bridge Road East Stroudsburg, PA 18301	Monroe	Pocono Twp., Stroud Twp.	UNT to Brodhead Creek, HQ-CWF, MF
PAI024511006	Arcadia North Land, LLC 101 E. Erie St., Suite 810 Chicago, IL 60611	Monroe	Coolbaugh Twp.	Hawkey Run, HQ-CWF, MF



<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025210004	Lehman Township RR4, Box 4000 Bushkill, PA 18324	Pike	Lehman Twp.	Saw Creek, HQ-CWF, MF
PAI025211006	Wallenpaupack Area School District 2552 Route 6 Hawley, PA 18428	Pike	Palmyra Twp.	Wallenpaupack Creek, HQ-CWF, MF
PAI023911008	Lehigh County 17 South Seventh St. Allentown, PA 18101	Lehigh	Whitehall Twp.	Lehigh River, TSF, MF

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

*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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI046007001R	Donald O Hower 69 Maple St Mifflinburg PA 17844	Union	West Buffalo Township	Rapid Run HQ

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

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 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 &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Warrington Township Bucks County	PAG0200 0912010	Westport Holdings Corporation 1200 South Church Street, Ste 4 Mt. Laurel, NJ 08054	Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900



<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lower Makefield Township Bucks County	PAG0200 0912003	Matrix Bucks County, LLC CN 4000 Forsgate Drive Cranbury, NJ 08512	Mill and Brock Creeks (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
West Rockhill Township Bucks County	PAG0200 0911078	Hidden Meadows Assisted Independent Living, LLC 340 Farmers Lane Sellersville, PA 18960-1546	East Branch Perkiomen Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Valley Township Chester County	PAG0200 1512006	Pacer Industries, Inc. 200 Red Road Coatesville, PA 19320	Sucker Run (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
West Goshen Township Chester County	PAG0200 1511039	Jerrihan, A PA General Partnership 101 West Washington Street Conshohocken, PA 19428	Taylor Run (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Goshen Township Chester County	PAG0200 1512015	SNC Lavalin Project Services 436 Creamery Way, Suite 100 Exton, PA 19341 and Mars Corporation 1301 Wilson Drive West Chester, PA 19380	Unnamed Tributary East Branch Chester Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Fallowfield Township Chester County	PAG0200 1512017	ONB, Inc. 1250 Wrights Lane West Chester, PA 19380 and Stephen W. Ortega 40 South 8th Avenue Coatesville, PA 19320	Dennis Run (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
West Whiteland Township Chester County	PAG0200 1512011	CFS, the School at Church Farm 1001 Lincoln Highway Exton, PA 19341	Valley Creek/East Branch Brandywine Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Haverford Township Delaware County	PAG0200 2312007	Leigh Wood 201 Highland Lane Bryn Mawr, PA 19010	Darby Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5108037-R	City of Philadelphia Streets Dept 7th Fl—Municipal Services Bldg 1401 JFK Boulevard Philadelphia, PA 19102-1676	Frankford Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5111043-1	Westmont North Associates, LP 350 Sentry Parkway Building 630, Suite 300 Blue Bell, PA 19422	Delaware River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

## NOTICES

5273

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
City of Philadelphia Philadelphia County	PAG0201 5111211	US Army Corps of Engineers Philadelphia District 100 Penn Square East Philadelphia, PA 19107	West and East Branch Indian Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Moosic Borough, Lackawanna County	PAG02003512006	SLPS Realty LLP 3505 Lawrence Ave. Moosic, PA 18507	Lackawanna River, CWF, MF	Lackawanna County Cons. Dist. 570-281-9495
Ransom Twp., Lackawanna County	PAG2003507002R	John Buranich 2421 Bald Mtn. Rd. Clarks Summit, PA 18411	UNT to Gardner Creek, CWF	Lackawanna County Cons. Dist. 570-281-9495
Northampton Borough, Northampton County	PAG02004811013	Matthew J. Sorrentino Castle Builders, Inc. 6616B Ruppssville Rd. Allentown, PA 18106	Dry Run, CWF, MF	Northampton Co. Cons. Dist. 610-746-1971
Summit Hill Borough, Carbon County	PAG02001312001	PPL Electric Utilities Corp. 344 S. Poplar St. Hazleton, PA 18201	Panther Creek, CWF, MF	Carbon Co. Cons. Dist. 610-377-4894
Plains Twp., Luzerne County	PAG02004012012	Downs Racing, LP Robert Soper 1280 Highway 315 Plains, PA 18705	Mill Creek, CWF	Luzerne Co. Cons. Dist. 570-674-7991

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802*

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Gettysburg Boro. Adams County	PAG02000112017	John Spangler Lutheran Theological Seminary 61 Seminary Ridge Gettysburg, PA 17325	UNT to Willoughby Run/WWF, MF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Gettysburg Boro. Adams County	PAG02000111022	Larry Redding GASD 900 Biglerville Road Gettysburg, PA 17325	Rock Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
West St. Clair Township Bedford County	PAG2000505006R	Grandview Development Partnership 291 Fernwood Drive New Paris, PA 15554	Dunnings Creek/ WWF	Bedford Co. Conservation Dist. 702 West Pitt Street Bedford, PA 15522 814.623.7900
Caernarvon Twp. Berks County	PAG02000612020	Len Korzon Timet 900 Hemlock Road Morgantown, PA 19543	UNT to Conestoga River/ WWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Union Township Berks County	PAG02000612006	Louis J. Mascaro Ethan Michael, Inc. 2650 Audubon Road Audubon, PA 19403	Three (3) UNTs to Schuylkill River/ WWF, MF; UNT to Sixpenny Creek/CWF, MF; and Schuylkill River/WWF, MF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Lower Paxton Township Dauphin County	PAG02002210020R	Lower Paxton Twp. Authority 425 Prince Street, Suite 139 Harrisburg, PA 17109	Paxton Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County	PAG02002212020	Molinari & Greenburg, LLC 4083 Wimbledon Drive Harrisburg, PA 17112	Paxton Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Swatara Township Dauphin County	PAG02002212027	Aman Parekh 2218 Eaglesmoor Lane Enola, PA 17025	Spring Creek/ CWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County	PAG02002212015	Sheetz, Inc. 3515 Sheetz Way Claysburg, PA 16625	Spring Creek/ CWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Conewago Twp. Dauphin County	PAG02002212024	Jeff Horst Iona Investment Group One Krall Road Myerstown, PA 17067	Hoffer Creek/TSF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Susquehanna Twp. Dauphin County	PAG02002207040R	AP Williams Holding Group, LLC 2325 Paxton Church Road Harrisburg, PA 17110	Paxton Creek/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
South Hanover Township Dauphin County	PAG02002210017R	Cliff Weaver 1737 West Main Street Palmyra, PA 17522	Kellock Run/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100

## NOTICES

5275

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Paradise Twp. Lancaster County	PAG02003607039R	BB Real Estate Partners 5306 Lincoln Highway Gap, PA 17527	UNT Pequea Creek/ WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
West Donegal Twp. Lancaster County	PAG02003610034R	Joseph Murphy Masonic Village One Masonic Drive Elizabethtown, PA 17022	Conoy Creek/ TSF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Upper Leacock Twp. Lancaster County	PAG02003612043	Lancaster New Holland Real Estate 2200 Rittenhouse Street Des Moines, IA 50321	UNT Conestoga River/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5

*Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701  
570.327.3636*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Muncy Township Lycoming County	PAG02004112012	Dan Klingerman Turkey Run Properties LP 1500 Sycamore Rd Montoursville PA 17754	Twin Run WWF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville PA 17754 (570) 433-3003
Middlesex Township Butler County	PAG2001009005 phase 1B	Dominic Gigliotti Gigliotti Holdings LP 11279 Perry Highway, Suite 509 Pittsburgh PA 15220-3434	Glade Run WWF	Butler County Conservation District 724-284-5270
Cranberry Township Butler County	PAG02001007008R	Timothy Kelly Level II Dev. Corp. LLC Suite 101 Baymore II 1603 Carmody Court Sewickley PA 15143	UNT Brush Creek WWF	Butler County Conservation District 724-284-5270
Slippery Rock Borough Butler County	PAG02001012028	Department of General Services Attn: Gary Taylor 213 Headquarter Building 18th and Herr Streets Harrisburg PA 17120	UNT Slippery Rock Creek CWF	Butler County Conservation District 724-284-5270

*General Permit Type—PAG-03*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant's Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Telephone No.</i>
Caln Township Chester County	PAR230022	Sabic Innovative Plastics U.S., LLC 251 South Bailey Road Thorndale, PA 19372	Unnamed Tributary of Beaver Creek—3H	Southeast Region Clean Water Program 484.250.5970
Springfield Township Bucks County	PAR600094	JKLM Corporation d.b.a. Prospect Metal Company 1575 Route 309 Quakertown, PA 18951	Unnamed Tributary of Tohickon Creek—2D	Southeast Region Clean Water Program 484.250.5970



*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant's Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Telephone No.</i>
Bristol Township Bucks County	PAR120005	Rosenberger's Dairies, LLC 847 Forty Foot Road Hatfield, PA 19440	Mill Creek—2E	Southeast Region Clean Water Program 484.250.5970
Foster Township, Schuylkill County	PAR502208	Commonwealth Environmental Systems, L.P. 249 Dunham Dr. Dunmore, PA 18512	Swatara Creek, CWF; Middle Creek, CWF	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Dunmore Borough & Throop Borough, Lackawanna County	PAR502203	Keystone Sanitary Landfill, Inc. 249 Dunham Drive Dunmore, PA 18512	Eddy Creek, WWF, MF	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Delaware Township Juniata County	PAR223528	Armstrong Cabinet Products 12393 William Penn Highway Thompsontown, PA 17094	UNT Locust Run / CWF, MF	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Covington Township Tioga County	PAR314820	Petta Enterprises 299 S Main Street Mansfield, PA 16933	Tioga River—4-A	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*

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Sugarcreek Borough Venango County	PAR608328	Lowry Auto Wrecking, Inc. 163 Lowry Drive P. O. Box 1105, Franklin, PA 16323	Unnamed Tributary to Sugar Creek 16-D	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4*

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Lower Frederick Township Montgomery County	PAG040183	Tiffany M & Bryan H Lambert 116 Meng Road Schwenksville, PA 19473-1723	Unnamed Tributary to Mine Run	Southeast Region Clean Water Program Manager 2 E. Main Street Norristown, PA 19401 484-250-5970

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland County / Upper Mifflin Township	PAG043924	Ruth A. Thrush 1105 Roxbury Road Newburg, PA 17241	UNT Three Square Hollow Run / WWF / 7-B	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Bedford County / West Providence Township	PAG043530 (Transfer)	Rodney Boyd 8220 Black Valley Road Everett, PA 15537	UNT Clear Creek / 11-C	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Covington and Karthaus Townships, Clearfield County	PAG 08 9908	Kyler Environmental 1269 Piedmont Road Somerset, PA 15501	Woolridge Mine Reclamation Site Covington and Karthaus Townships, Clearfield County	NCRO 570-327-0526

*General Permit Type—PAG-9 (SSN)*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Canaan Twp., and South Canaan Twp., Wayne County	PAG09-2213	Koberlein Inc 2809 Easton Turnpike Waymart, PA 18472	Sile Bay Farms 2809 Easton Turnpike Waymart, PA	PA DEP NERO 2 Public Square Wilkes-Barre, PA 18711-0790 570-826-2511

*General Permit Type—PAG-10*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office &amp; Phone No.</i>
Philadelphia County	PAG100036	Westway Terminal Co., LLC 2900 East Allegheny Avenue Philadelphia, PA 19134	Delaware River-3J	Southeast Region Clean Water Program 484-250-5970

*General Permit Type—PAG-12*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Salem Township Luzerne County	PAG122212	Will-O-Bett Farm 137 Bomboy Lane Berwick, PA 18603	Unnamed Tributary of Susquehanna River, 5-D	DEP 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

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

##### Permit No. 0112502, Public Water Supply.

Applicant	<b>Bonneauville Borough Municipal Authority</b>
Municipality	Bonneauville Borough
County	<b>Adams</b>
Responsible Official	Bernie Shanebrook, Borough Manager 86 West Hanover Street Gettysburg, PA 17325
Type of Facility	Installation of greensand filters for manganese removal at Well No. 9.
Consulting Engineer	Daniel Cargnel, P.E. Buchart Horn, Inc. 445 West Philadelphia Street York, PA 17404
Permit to Construct Issued:	7/24/2012

**Operations Permit** issued to: **Franklin Township Municipal Authority**, 7010032, Franklin Township, **Adams County** on 7/24/2012 for the operation of facilities approved under Construction Permit No. 0111525 MA.

*Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448*

##### Permit No. Minor Amendment—Construction Public Water Supply.

Applicant	<b>Lower Mahanoy Township Municipal Authority</b>
[Township or Borough]	Lower Mahanoy Township
County	<b>Northumberland</b>
Responsible Official	Joseph J. Villone Authority Chairman Lower Mahanoy Township Municipal Authority 132 River Road Dalmatia, PA 17017
Type of Facility	Public Water Supply
Consulting Engineer	Erin N. Threet, P.E. Herbert, Rowland & Grubic, Inc. 130 Buffalo Road, Suite 103 Lewisburg, PA 17837
Permit Issued	July 26, 2012
Description of Action	Construction of a roof to replace the one that covers the finished water storage reservoir.

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

##### Permit No. 2011505 Public Water Supply

Applicant	<b>Gregory A. Kasemer d/b/a Fountain House Mobile Home Park</b>
Township or Borough	Woodcock Township
County	<b>Crawford</b>
Type of Facility	Public Water Supply
Consulting Engineer	Steven R. Halmi, P.E. Deiss & Halmi Engineering, Inc. 105 Meadville Street Edinboro, PA 16412
Permit to Construct Issued	July 20, 2012

##### Permit No. 2501503-MA1 Public Water Supply

Applicant	<b>Borough of Wattsburg</b>
Township or Borough	Venango Township
County	<b>Erie</b>
Type of Facility	Public Water Supply
Consulting Engineer	Steven R. Halmi, P.E. Deiss & Halmi Engineering, Inc. 105 Meadville Street Edinboro, PA 16412
Permit to Construct Issued	July 25, 2012

**Operation Permit** issued to **Summerville Borough Municipal Authority**, PWSID #6330012, Summerville Borough, **Jefferson County**. Permit Number 3311501 issued July 26, 2012 for the operation of the modifications at Well No. 3 (a/k/a Mohny Well) treatment facilities. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on July 13, 2012.

**Operation Permit** issued to **Aqua Pennsylvania, Inc.**, PWSID #6430054, City of Sharon, **Mercer County**. Permit Number 4310505 issued July 27, 2012 for the operation of the Ultraviolet-Hydrogen Peroxide Advanced Oxidation system at the Shenango Valley Water Treatment Plant. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on July 17, 2012.

**Permit No. 1612503** Public Water Supply

Applicant	<b>West Freedom Water Association</b>
Township or Borough	Perry Township
County	<b>Clarion</b>
Type of Facility	Public Water Supply
Consulting Engineer	Don Gilmore, P.E. Dakota Engineering Associates, Inc. 35 Wilson Street, Suite 200 Pittsburgh, PA 15223
Permit to Construct Issued	July 27, 2012

**Transfer of Operation Permit** issued to **Joe Lamonica d/b/a Countryside Estates Mobile Home Park**, PWSID #6370005, Mahoning Township, **Lawrence County** on July 27, 2012. Action is for change in ownership; the potable water supplier will do business as Countryside Estates Mobile Home Park. The new permit number is 3794501-T1.

#### SEWAGE FACILITIES ACT PLAN APPROVAL

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

*Southwest Regional Office, Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000*

##### Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Cook Township	Cook Township Ms. Debbie Rhodes, Secretary P. O. Box 221 1716 Route 711 Stahlstown, PA 15687	Westmoreland

*Plan Description:* The approved plan revision provides for the construction of a single residence sewage treatment facility (SRSTF) to serve the Albert T. & Debra L. Cejka residence. The property is located at 495 Hoods Mill Road, Cook Township, Westmoreland County. The treated effluent will be discharged into an UNT of Four Mile Run, which is classified as a TSF stream.

Any required NPDES Permits or WQM Permits must be obtained in the name of the applicant as appropriate.

The Department's review of the sewage facilities revision has not identified any significant environmental impacts results from this proposal. The installation of this SRSTF will address a malfunctioning septic system.

*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>
Newport Borough	231 Market Street, Newport, PA 17074	Perry

*Plan Description:* The approved plan provides for the relocation of the effluent discharge outfall from the Juniata River to the Little Buffalo Creek immediately upstream of the Norfolk Southern Railway Bridge. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995

### PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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



**Bethlehem Commerce Center-Laubach Yard**, Bethlehem City, **Northampton County**. James J. Koval, HDR Engineering, 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015-2165 has submitted a Final Report on behalf of his client, Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015-2164, concerning the remediation of soil found to have been impacted by VOCs, Semi-VOCs and Inorganic constituents as a result of historical operations at the former Bethlehem Steel Plant. The report was submitted to document attainment of the Site-Specific Standard for soil. A public notice regarding the submission of the Final Report was published in *The Express Times* on July 12, 2012.

**Camp Rock Hill Facility**, Route 739 (Dingman's Turnpike), Dingman Township, **Pike County**. Phillip Getty, Boucher & James, Inc., 2738 Rim Rock Road, Stroudsburg, PA 18360 has submitted a combined Remedial Investigation Report/Risk Assessment Report/Cleanup Plan on behalf of his client, Boy Scouts of America, P. O. Box 670, Oakland, NJ 07436, concerning the remediation of soil found to have been impacted by lead as a result of historical rifle range activities at the Boy Scout camp. The combined report was submitted in partial fulfillment of the Site-Specific Standard for soil. A public notice regarding the submission of the combined Remedial Investigation Report/Risk Assessment Report/Cleanup Plan was published in the *Pike County Dispatch* on July 12, 2012.

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

**456 Old York Road**, New Cumberland, PA 17070, Fairview Township, **York County**. Patriot Environmental Management, LLC, PO Box 629, Douglassville, PA 19518, on behalf of Orrstown Bank, 2695 Philadelphia Avenue, Chambersburg, PA 17201, submitted a Final Report concerning remediation of site soils and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

**1170 Loucks Road**, York, PA 17404, York City, **York County**. ESC Mid-Atlantic, LLC, 56 Grumbacher Road, Suite D, York, PA 17402, on behalf of 1170 Loucks Road, LLC, 2867 Westwind Lane, York, PA 17404, and PWI, Inc., PO Box 67, New Oxford, PA 17350, submitted a Final Report concerning remediation of site soils contaminated with gasoline. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health standard.

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

**Lycoming County Hunting & Fishing Club—Brine Release**, Cogan House Township, **Lycoming County**. Groundwater Environmental Services, on behalf of QC Energy Resources has submitted a Final Report concerning remediation of site soils contaminated with Aluminum, Barium, Boron, Iron, Lithium, Manganese, Selenium, Zinc on property owned by Lycoming County Hunting & Fishing Club. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**COP Tract 285 Pad F—Production Water Release**, Chapman Township, **Clinton County**. Groundwater Environmental Services, on behalf of Anadarko E&P Company LP, has submitted a Final Report concerning remediation of site soils contaminated with Aluminum,

ammonia, Arsenic, Barium, Boron, Copper, Iron, Lead, Lithium, Manganese, Selenium, Zinc on COP Tract 285 Pad F. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Field adjacent to Feusner Well Pad**, Columbia Township, **Bradford County**. ERM, 350 Eagleview Blvd., Suite 200, Exton, Pa 19341 on behalf of John Feusner, 749 Porter Road, Troy, Pa 16947 has submitted a Final Report concerning remediation of site soils contaminated with Barium and compounds. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Reel, LLC**, Lamar Township, **Clinton County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857 on behalf of Reel, LLC, Mr. Nazmi Hoxha, 2930 Schaffer Avenue Southeast, Suite C, Kentwood, MI 49512 has submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**White Transportation Services**, Greene Township, **Clinton County**. Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857 on behalf of White Transportation Service, 3121 East Slaton Road, Lubbock, Texas 79404 has submitted a Final Report concerning remediation of site soil contaminated with a diesel fuel release. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**Piccola Residence**, Summit Township, **Butler County**. Moody & Associates, Inc., 11548 Cotton Road, Meadville, PA 16335 on behalf of Wanda Piccola, 230 Freeport Road, Butler, PA 16001 has submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Methyl tert-butyl Ether, Xylenes (total), Isopropylbenzene (Cumene), Naphthalene, n-Propylbenzene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, n-Butylbenzene and groundwater contaminated with Methyl tert-butyl Ether, 1,2,4-Trimethylbenzene, Chloroform, Benzene, Toluene, Ethylbenzene, Xylenes (total), Isopropylbenzene (Cumene), Naphthalene, n-Propylbenzene, 1,3,5-Trimethylbenzene, 4-Isopropyltoluene, sec-Butylbenzene, n-Butylbenzene, 1,2,4-Trichlorobenzene, 1,2,4-Trimethylbenzene, Acetone, 2-Hexanone, 2-Butanone (MEK). The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**#1 Cochran Automotive—West Liberty Avenue**, City of Pittsburgh, **Allegheny County**. Herbert, Rowland & Grubic, Inc., 369 East Park Drive, Harrisburg, Pa 17111 on behalf of Cochran South Hills, Inc., 4520 William Penn Highway, Monroeville, PA 15146 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with gasoline constituents.

**Chelsea Building Products**, 565 Cedar Way, Borough of Oakmont, **Allegheny County**. KU Resources, Inc., 22 South Linden Ave., Duquesne, PA 15110 on behalf of Tessenderlo USA, Inc. 2255 N. 44th Street, Suite 300 Phoenix, AZ 85008-3279 has submitted a Risk Assessment

Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with volatile organic compounds.

## 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.*

**The Preserve at College Hill**, NE of the Intersection of Apple Blossom and Mitman Roads, Forks Township,

**Northampton County.** David Farrington, Brickhouse Environmental, 515 S. Franklin Street, West Chester, PA 19382 submitted a Final Report on behalf of his client, The Preserve at Forks Township, Inc., 3298 Jacksonville Road, Bethlehem, PA 18017, concerning the remediation of soil found to have been impacted by arsenic and lead. The report documented attainment of the Residential Statewide Health Standard and the Site-Specific Standard for soil and was approved on July 27, 2012.

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

**J. J. Hamilton No. 21 Gas Well**, Perry Township, **Jefferson County.** Hull & Associates, Inc., 300 Business Center Drive, Suite 320, Pittsburgh, PA 15205 on behalf of XTO Energy—Appalachia Division, 395 Airport Road, Indiana, PA 15701 has submitted a Final Report concerning the remediation of site soils contaminated with Barium, Boron, Manganese, Selenium, Zinc, Benzene, Toluene, Ethylbenzene, Xylene (total), 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, Cyclohexane, and Hexane. The site was remediated within 90 days of the release. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on July 20, 2012.

### REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

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

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

**General Permit Registration No. WMGR123NC010. Hydro Recovery, LP**, 7 Riverside Plaza, Blossburg, PA 16912. 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 July 27, 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

**Permit Reissuance 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. 400459. Merck Sharp & Dohme Corp.**, 770 Sumneytown Pike, West Point PA 19486. This is an application for Permit Reissuance due to permittee's name change from Merck & Co., Inc., to Merck Sharp & Dohme Corp. at Merck Sharp & Dohme Corp's West Point Facility located at 770 Sumneytown



Pike, West Point, PA, in Upper Gwynedd Township, **Montgomery County**. The application was received by the Southeast Regional Office on June 26, 2012.

**Permit No. 101541. Delaware Valley Recycling Inc.**, 3107 South 61st Street, Philadelphia PA 19153-3501. This major permit modification is to increase storage capacities for several material types to meet market demand and maintain operational needs at the Delaware Valley Recycling Facility, an existing construction and demolition (C&D) waste processing facility, located in the City of Philadelphia, **Philadelphia County**. The permit was issued by the Southeast Regional Office on July 23, 2012.

**Proposed Consent Decree under the Solid Waste Management Act (35 P. S. §§ 6018.104(7) and 6018.602 and 6018.610) and Resource Conservation and Recovery Act to close a solid waste disposal facility.**

*Southwest Regional Office, Environmental Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.*

On July 27, 2012, the **Department of Environmental Protection** filed a Complaint and proposed Consent Decree with the U.S. District Court for the Western District of Pennsylvania against FirstEnergy Generation Corp. of Akron, Ohio regarding the residual waste disposal impoundment known as "Little Blue Run," located in Greene Township, **Beaver County**, Pennsylvania and Hancock County, West Virginia. The Complaint alleged violations of the Resource Conservation and Recovery Act, 42 U.S.C.A. § 6972(a)(1)(B), and the Pennsylvania Solid Waste Management Act, 35 P. S. § 6018.610 and sought injunctive relief and civil penalties. The major provisions of the proposed Consent Decree include requirements that FirstEnergy Generation Corp. monitor for and manage contaminated seeps, offer to make public drinking water available to certain residences near the impoundment including residences along Cullen Drive in Greene Township, Beaver County, address seeps in Lawrenceville, West Virginia, investigate potential groundwater and surface water contamination, prevent violations of water quality standards and maintain water quality uses of surface waters in the area, monitor fugitive air contaminants from the impoundment, submit within one year a plan to close the impoundment, and cease disposing of currently approved waste materials at the impoundment by December 31, 2016. First Energy will also pay to the Department a civil penalty of \$800,000.00. The Department will accept comments on the proposed Consent Decree for thirty (30) days following publication of this notice. Following consideration of all comments received, the Department may request the Court to enter the proposed Consent Decree as an order of the Court. Comments may be submitted to, and a copy of the Complaint and proposed Consent Decree obtained from: Michael G. Forbeck, Environmental Program Manager, Waste Management, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

## 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.**

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

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

**66-310-032GP3: Meshoppen Stone, Inc.** (PO BOX 127, Frantz Road, Meshoppen, PA 18630) on July 24, 2012, to construct and operate a Portable Crushing Operation with watersprays at the Kuback Wind Farm in Eaton Township, **Wyoming County**.

**66-329-019GP9: Meshoppen Stone, Inc.** (PO BOX 127, Frantz Road, Meshoppen, PA 18630) on July 24, 2012, to install and operate of a Diesel I/C engine at the Kuback Wind Farm in Eaton Township, **Wyoming County**.

**58-399-043GP5: Williams Field Services, LLC** (51 Warren Street, Tunkhannock, PA 18657) on July 24, 2012, to construct and operate six IC Engines, one Emergency Generator and four dehy/reboilers at their Kane Road FRP natural Gas Compressor Station site in Forest Lake Township, **Susquehanna County**.

**58-399-044GP5: Williams Field Services LLC** (51 Warren Street, Tunkhannock, PA 18657) on July 24, 2012, to construct and operate six (6) IC Engines, one Emergency Generator and four (4) dehy/reboilers at the Northeast FRP natural Gas Compressor Station site in Liberty Township, **Susquehanna County**.

**58-399-045GP5: Williams Field Services LLC** (51 Warren Street, Tunkhannock, PA 18657) on July 24, 2012, to construct and operate six (6) IC Engines, one Emergency Generator and four dehy/reboilers at the Snake Creek FRP natural Gas Compressor Station site in Liberty Township, **Susquehanna 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*

**GP1-01-03003B: Mott's LLP** (PO Box, 68, 45 Aspers North Road, Aspers, PA 17034-0068) on July 26, 2012, for two (2) existing natural gas-fired boilers, each with heat input of 30.4 MMBtu/hr, under GP1, in Menallen Township, **Adams County**. The GP1 authorization was renewed.

**GP1-01-03027B: TimBar Packaging & Display—Oxford Division** (PO Box 98, Commerce Street, New Oxford, PA 17350) on July 26, 2012, to install and operate a 25 MMBtu/hr York Shipley boiler, fired with natural gas and #2 oil, under GP1, at the packaging manufacturing facility in New Oxford Borough, **Adams County**.

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

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

**GP5-59-232: SWEPI, LP** (190 Thorn Hill Road, Warrendale, PA 15086) on July 19, 2012, to construct and operate of four (4) 1380 hp natural gas fired Caterpillar G3516B LE four (4)-stroke ultra-lean-burn (4SULB) compressor engines each equipped with an Miratech model IQ-RE-30EH(element)/IQ-30-16-HSG(housing) oxidation catalyst, two 60.0 MMSCFD glycol dehydration units each equipped with a 0.55 MMBtu/hr reboiler, one 15,000 gallon drained water tank, and two (2) 80 hp Arrow VRG 380 (4SRB) natural gas fired generator engines at their Breon Compressor Station in Sullivan Township, **Tioga County**.

**GP5-59-233: SWEPI, LP** (190 Thorn Hill Road, Warrendale, PA 15086) on July 19, 2012, to construct and operate two (2) 1380 hp natural gas fired Caterpillar G3516B LE four-stroke ultra-lean-burn (4SULB) compressor engines each equipped with an Miratech model IQ-RE-30EH(element)/IQ-30-16-HSG(housing) oxidation catalyst, one 60.0 MMSCFD glycol dehydration unit equipped with a 0.55 MMBtu/hr reboiler, one 15,000 gallon drained water tank, and two 80 hp Arrow VRG 380 (4SRB) natural gas fired generator engines at their Jackson Compressor Station in Union Township, **Tioga County**.

**GP5-59-234: SWEPI, LP** (190 Thorn Hill Road, Warrendale, PA 15086) on July 19, 2012, to construct and operate four (4) 1380 hp natural gas fired Caterpillar G3516B LE four-stroke ultra-lean-burn (4SULB) compressor engines each equipped with an Miratech model IQ-RE-30EH(element)/IQ-30-16-HSG(housing) oxidation catalyst, two 60.0 MMSCFD dehydration units each equipped with a 0.55 MMBtu/hr reboiler, one 15,000 gallon drained water tank, and two 80 hp Arrow VRG 380 (4SRB) natural gas fired generator engines at the Lovell Compressor Station in Liberty Township, **Tioga County**.

**GP5-59-235: SWEPI, LP** (190 Thorn Hill Road, Warrendale, PA 15086) on July 19, 2012, to construct and operate four (4) 1380 hp natural gas fired Caterpillar G3516B LE four-stroke ultra-lean-burn (4SULB) compressor engines each equipped with an Miratech model IQ-RE-30EH(element)/IQ-30-16-HSG(housing) oxidation catalyst, two 60.0 MMSCFD glycol dehydration units each equipped with a 0.55 MMBtu/hr reboiler, one 15,000 gallon drained water tank, and two 80 hp Arrow VRG 380 (4SRB) natural gas fired generator engines at their Wood Compressor Station located in Rutland Township, **Tioga County**.

**GP5-17-488C: RW Gathering, LLC** (6000 Town Center Boulevard, Suite 300, Canonsburg, PA 15317) on July 17, 2012, to construct and operate a 1,380 brake-horsepower Caterpillar model G3516 ULB internal combustion compressor engine equipped with an EMIT oxidation catalyst, a 1,340 brake-horsepower Caterpillar model G3516 LE internal combustion compressor engine equipped with an EMIT oxidation catalyst, a Midco tri-ethylene glycol dehydrator incorporating a 0.35 million Btu per hour reboiler, a Velarus tri-ethylene glycol dehydrator incorporating a 0.825 million Btu per hour reboiler and three 12,600 gallon produced water storage tanks under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Moshannon Compressor Station in Cooper Township, **Clearfield County**.

**GP5-41-698: PVR Marcellus Gas Gathering, LLC** (100 Penn Tower, 25 West Third Street, Williamsport, PA 17701) on July 23, 2012, to construct and operate three (3) 1,380 brake-horsepower Caterpillar model G3516B compressor engines equipped with Miratech oxidation catalysts, an Exterran tri-ethylene glycol dehydrator incorporating a 0.75 million Btu per hour reboiler and a 10,000 gallon produced water storage tank under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Quaker Compressor Station in Fairfield Township, **Lycoming County**.

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

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

**GP13-56-00160: Keystone Lime Co., Inc.** (P. O. Box 278, Springs, PA 15562-0278) on July 25, 2012, to install and operate Eichorn Hot Mix Plant rated at 300 tons per hour in Addison Township, **Somerset County, PA**.

**GP5-65-01020: Keyrock Energy, LLC.** 106, Ferrell Avenue, Suite 5, Kingsport, TN 37663 on July 31, 2012, to allow the installation and operation of one (1) compressor engine rated at 195 bhp and one (1) condensate/storage tank with a capacity of 4,200 gallons at their Hribal compressor station located in East Huntingdon Township **Westmoreland County, PA**.

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

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

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

**67-03165A: Evergreen on Lincoln** (654 Lincoln Drive, York, PA 17404) on July 23, 2012, for resuming operation of a human crematory previously operated by Yorktowne Caskets, Inc., at a facility in the City of York, **York County**.

**07-05021A: Albemarle Corp.** (2858 Back Vail Road, Tyrone, PA 16686-8100) on July 23, 2012, to construct additional chemical manufacturing equipment and install a flare at their facility in Tyrone Borough, **Blair County**.

**05-03020A: Northern Bedford County School District** (152 NBC Drive, Loysburg, PA 16659-9549) on July 24, 2012, to install a 7.793 mmBtu/hr wood-fired boiler controlled by multiclone mechanical collectors in series, in South Woodbury Township, **Bedford County**.

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

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

**55-00014A: Bingaman & Son Lumber, Inc.** (1195 Creek Mountain Road, Kreamer, PA 17833) on July 24, 2012, to construct a 29.15 MMBtu per hour wood-fired boiler controlled by a multi-clone and fabric collector in series at their facility in Middle Creek Township, **Snyder County**.

**08-00031B: Appalachia Midstream Services** (PO Box 18496, Oklahoma City, OK 73154-0496) on July 27, 2012, to construct two (2) engine-compressors and one (1) dehydration unit at the Granville No. 2 Compressor Station in Granville Township, **Bradford County**.

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**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.**

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*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*

**06-05069Q: East Penn Manufacturing Co., Inc.** (Deka Road, PO Box 147, Lyon Station, PA 19536) on July 23, 2012, for modifications and additions to their A-4



battery assembly plant and lead oxide mills at the lead acid battery manufacturing facility in Richmond Township, **Berks County**. The plan approval was extended.

**06-05079E: United Corrstack, LLC** (720 Laurel Street, Reading, PA 19602-2718) on July 23, 2012, to construct a 482 MMBtu/hr circulating fluidized bed boiler and a 30 MW steam turbine in the City of Reading, **Berks County**. The plan approval was extended.

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

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

**19-00006C: Del Monte Corp.** (6670 Low Street, Bloomsburg, PA 17815) on July 19, 2012, to authorize the construction and operation of a pet food manufacturing line to January 25, 2013 in Bloomsburg, **Columbia County**. The plan approval has been extended.

**08-00003H: CraftMaster Manufacturing, Inc.** (PO Box 311, Shiner Road, Towanda PA 18848) on July 3, 2012, to extend the authorization to exhaust the cavity steam from the Line 2 Press (Source ID 172P) to regenerative thermal oxidizer (RTO, ID C142) on a temporary basis to February 4, 2013, at the facility in Wysox Township, **Bradford County**. The plan approval has been extended.

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

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

**03-00250: Rosebud Mining Co.** (301 Market Street, Kittanning, PA 16201-1504) on July 18, 2012, to initiate the 180-day period of temporary operation at the Long Run Mine, Coal Preparation Plant in West Franklin Township, **Armstrong County**. The plan approval has been extended

**04-00699: NGC Industries, LLC—formerly National Gypsum Co.** (168 Shippingport Hill Road, Shippingport, PA 15077-0346) on August 20, 2010, to authorize the use of ammonium sulfate as a board hardening accelerating agent at NGC's wallboard manufacturing facility in Shippingport, **Beaver County**. This process commenced operation on February 13, 2012, starting the 180-day period of temporary operation, changing expiration date to August 11, 2012. Effective August 12, 2012, the expiration date of PA-63-00699G was extended to February 8, 2013 to allow additional time to resolve quality control issues and complete stack testing.

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

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

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

**19-00006: Del Monte Corp.** (6670 Low Street, Bloomsburg, PA 17815) on July 25, 2012, issued a renewal of the Title V operating permit for their Bloomsburg facility in South Centre Township, **Columbia County**. The facility's sources include two (2) #2 fuel oil/natural gas-fired boilers, two (2) #6 fuel oil/natural gas-fired boilers, twenty three (23) natural gas-fired heaters, four (4) parts washers, two (2) propane-fired welders, meat scrap storage, wastewater treatment operation, three (3) storage tanks, bulk material handling

system, gravy mixing operation, "A" & "C" line meat mixers, four (4) natural gas-fired dryer lines which have the potential to emit major quantities of sulfur oxide (SO<sub>x</sub>) emissions. The facility has the potential to emit carbon monoxide (CO), nitrogen oxides (NO<sub>x</sub>) volatile organic compounds (VOCs), volatile hazardous air pollutants (VHAPs) and particulate matter (PM/PM<sub>10</sub>) below the major emission thresholds. The Title V operating permit renewal contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

**10-00285: Waste Management Disposal Services—Northwest Sanitary Landfill** (1436 West Sunbury Road, West Sunbury, PA 16061-2934) on July 27, 2012, issued an administrative amendment to their Title V Operating Permit to incorporate the change of responsible official and permit contact for the facility in Clay Township, **Butler County**.

**25-00025: GE Transportation—Erie Plant** (2901 East Lake Road, Building 9 RM 201, Erie, PA 16531) on July 18, 2012, issued an administrative amendment to the Title V Operating Permit to incorporate the conditions of plan approval 25-025R for the facility located in Lawrence Park Township, **Erie County**.

**25-00920: Waste Management PA—Lakeview Landfill** (851 Robison Road East, Erie, PA 16509-5339) on July 27, 2012, issued an administrative amendment to the Title V Operating Permit to incorporate the change of responsible official and permit contact for the facility located in Summit Township, **Erie County**.

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

*Contact: Thomas Huynh, Chief—Telephone: 215-685-9476*

**V11-003: Exelon Generating Co.—Richmond Station** (3901 North Delaware Avenue, Philadelphia, PA 19137) on July 30, 2012, to issue a Title V State only operating permit in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) 838 MMBTU/hr combustion turbines and a 1.77 MMBTU/hr boiler.

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

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

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

**40-00042: SPCA of Luzerne County** (524 E Main Street, Wilkes-Barre, PA 18702) on July 23, 2012, to operate 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 Ordnance Systems, OTS—Scranton Army Ammunition Plant**, (156 Cedar Avenue, Scranton, PA 18505) on July 30, 2012, for

manufacture of ammunition, except for small arms, in Scranton, **Lackawanna County**. The sources consist of three (3) natural gas fired Boilers, Space Heaters, Forge Presses, and Spray Paint Booths. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), 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.

**48-00087: Federal White Cement, Inc.** (72 West 21st Street, Northampton, PA 18067-1276) for a Portland cement distribution terminal in Northampton Borough, **Northampton County**. The facility's main sources include two cement distribution silos. This is a renewal of a State-Only Operating Permit. The issued State-only (Synthetic Minor) Operating Permit contains applicable requirements for emissions limitations, monitoring, recordkeeping, reporting and work practice standards designed to ensure facility compliance with Federal and State air pollution regulations.

**35-00029: Community Health Systems** (746 Jefferson Avenue Scranton, PA 18510) on July 24, 2012, for the operation of a general medical and surgical hospital in the City of Scranton **Lackawanna County**. The sources consist of three (3) boilers and two (2) emergency generators. The sources are considered minor sources of nitrogen oxides (NO<sub>x</sub>) and sulfur oxide (SO<sub>x</sub>) emissions. This is a renewal of a State-Only 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.

*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*

**22-05029: Exelon Generation Co., LLC** (PO Box 480, Route 441 S, Middletown, PA 17057-0480) on July 23, 2012, for the auxiliary boilers, cooling towers, fire pumps, generators and gasoline tank at the Three Mile Island Nuclear Station located in Londonderry Township, **Dauphin County**. The State-only permit was renewed.

**36-03167: Photonis USA PA, Inc.** (1000 New Holland Avenue, Lancaster, PA 17601-5688) on July 24, 2012, for the electron tube manufacturing facility in Lancaster City, **Lancaster County**. The State-only permit was renewed.

**38-03029: Elk Corp. of Texas** (401 Weavertown Road, PO Box 228, Myerstown, PA 17067) on July 24, 2012, for the asphalt shingle manufacturing facility in Jackson Township, **Lebanon County**. The State-only permit was renewed.

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

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

**11-00241: Pennsylvania Department of Corrections** (1920 Technology Parkway, Mechanicsburg, PA 17050) on July 24, 2012, for operation of the SCI-Cresson Prison. The facility contains air contamination sources, consisting of one 20,000 ton per year wood-fired boiler, three 29.4 MMBtu/hr natural gas or fuel oil-fired boilers, and one 1,490-bhp emergency diesel generator engine.

The facility is subject to the applicable requirements of 40 CFR 60, Subpart Dc and Subpart JJJJJJ, and Pa. Code Title 25, Chapters 121—145. The permit also includes emission limitations, operational requirements, monitoring requirements testing requirements, recordkeeping requirements, and reporting requirements for the facility located in Cresson Township, **Cambria County**.

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**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.**

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*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*

**01-05018: McClarin Plastics, Inc.** (15 Industrial Drive, Hanover, PA 17331-9530) on July 26, 2012, for the thermoformed plastic and fiberglass reinforced plastic products manufacturing facility in Conewago Township, **Adams County**. The state-only permit was administratively amended to incorporate the provisions of plan approval No. 01-05018A.

**07-05041: Core Label, LLC** (13985 South Eagle Valley Road, Tyrone, PA 16686-7905) on July 26, 2012, for their flexible packaging manufacturing and printing facility in Snyder Township, **Blair County**. The state-only permit was administratively amended to reflect a change of ownership.

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**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**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).**

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*Coal Permits Actions*

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

**56110103 and NPDES No. PA0263192. Wilson Creek Energy, LLC**, 140 West Union Street, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface mine in Jenner Township, **Somerset County**, affecting 49.8 acres. Receiving stream(s): UTS to Quemahoning Creek classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority. Application received: March 7, 2011. Permit issued: July 17, 2012.



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

**30960101 and NPDES Permit No. PA0201626. C. J. & L. Coal** (P. O. Box 133, Jefferson, PA 15344). Renewal permit issued for continued mining and auger to an existing bituminous surface mine, located in Morgan Township, **Greene County**, affecting 136 acres. Receiving stream: unnamed tributary to South Fork of Ten Mile Creek. Application received: July 22, 2011. Permit issued: July 25, 2012.

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

**16060102 and NPDES Permit No. PA0258121. Glenn O. Hawbaker, Inc.** (1952 Waddle Road, State College, PA 16803) Renewal of an existing bituminous surface mine in Beaver & Licking Townships, **Clarion County** affecting 29.0 acres. Receiving streams: unnamed tributary to the Clarion River. This renewal is for reclamation only. Application received: February 29, 2012. Permit Issued: July 26, 2012.

**33850118 and NPDES Permit No. PA0106682. P. and N. Coal Co., Inc.** (P. O. Box 332, Punxsutawney, PA 15767) Transfer of an existing bituminous surface mine from Alvin Gearhart in Winslow Township, **Jefferson County** affecting 173.3 acres. Receiving streams: Three unnamed tributaries to Soldier Run. Application received: November 3, 2011. Permit Issued: July 24, 2012.

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

**54863043R5. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Mahanoy Township, **Schuylkill County** affecting 1328.0 acres, receiving streams: Mahanoy Creek and North Mahanoy Creek. Application received: March 4, 2011. Renewal issued: July 24, 2012.

**54683043GP104. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54683043 in Mahanoy Township, **Schuylkill County**, receiving streams: Mahanoy Creek and North Mahanoy Creek. Application received: April 25, 2011. Permit issued: July 24, 2012.

**54060101R. Blaschak Coal Corp.**, (P. O. Box 12, Mahanoy City, PA 17948), renewal of an existing anthracite surface mine and refuse disposal operation in Mahanoy Township, **Schuylkill County** affecting 1043.2 acres, receiving stream: Mahanoy Creek. Application received: March 8, 2011. Renewal issued: July 25, 2012.

**54060101GP104. Blaschak Coal Corp.**, (P. O. Box 12, Mahanoy City, PA 17948), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54060101 in Mahanoy Township, **Schuylkill County**, receiving stream: Mahanoy Creek. Application received: April 21, 2011. Permit issued: July 25, 2012.

#### *Noncoal Permits Actions*

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

**10072802. Natural Sand Company, Inc.** (4783 Harlansburg Road, Slippery Rock, PA 16057) Renewal of existing NPDES Permit No. PA0258431 in Buffalo Town-

ship, **Butler County**. Receiving streams: Unnamed tributary to Little Bull Creek. Application received: May 12, 2012. Permit Issued: July 24, 2012.

**3779103 and NPDES Permit No. PA0109258. Cemex Construction Materials Atlantic, LLC** (920 Memorial City Way, Suite 100, Houston, TX 77024) Transfer of an existing large industrial minerals mine from Cemex, Inc. in Shenango & Taylor Townships, **Lawrence County** affecting 391.0 acres. Receiving streams: Unnamed tributary to McKee Run and unnamed tributary to Beaver River. Application received: October 31, 2011. Permit Issued: July 24, 2012.

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

**59110301 and NPDES No. PA0257745. Atlas Land & Royalty, Inc.** (2 Village Drive, Suite 200, Abilene, TX 79606-8206). Commencement, operation and restoration of a large industrial mineral surface mine located in Lawrence Township, **Tioga County** affecting 17.1 acres. Receiving streams: Unnamed Tributary to the Tioga River to the Tioga River classified for Warm Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 5, 2011. Permit issued: July 19, 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*

**08124140. Hayduck Enterprises, Inc.** (257 Riverside Drive, Factoryville, PA 18419). Blasting for pipeline located in Wilmot Township, **Bradford County**; Cherry and Shrewsbury Townships, Sullivan County. Permit issued: July 20, 2012. Permit expires: December 31, 2012.

**14124003. Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866). Drilling and blasting for Graysdale Retention Pond located in Patton Township, **Centre County**. Permit issued: July 25, 2012. Permit expires: July 24, 2013.

**14124110. Douglas Explosives, Inc.** (P. O. Box 77, Philipsburg, PA 16866). Blasting for residential development located in Ferguson Township, **Centre County**. Permit issued: July 26, 2012. Permit expires: August 1, 2013.

**41124006. John Brainard Explosives LLC** (3978 SR 2073, Kingsley, PA 18826-0980). Blasting at Knorr Drive-way located in Moreland Township, **Lycoming County**. Permit issued: July 24, 2012. Permit expires: August 31, 2012.

**41124007. Dynamic Drilling, LLC** (10373 Taylor Hawks Road, Herron, MI 46744). Seismic exploration for Lundy 2D located in Gamble and Cascade Townships **Lycoming County**. Permit issued: July 26, 2012. Permit expires: August 1, 2013.

**41124110. Rock Work Inc.** (1257 Dekalb Pike, Blue Bell, PA 19422-1864). Blasting for natural gas well pad

and access road located in Upper Fairfield Township, **Lycoming County**. Permit issued: July 24, 2012. Permit expires: July 20, 2013.

**41124111. Midstream Explosives LLC** (289 Southside Drive, Newville, PA 17241). Blasting for pipeline located in Cascade and Gamble Townships, **Lycoming County**. Permit issued: July 24, 2012. Permit expires: July 23, 2013.

**59124107. M & J Explosives, Inc.** (P. O. Box 608, Carlisle, PA 17013-0608). Blasting for well pad located in Liberty Township, **Tioga County**. Permit issued: July 25, 2012. Permit expires: July 23, 2013.

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

**58124164. Maine Drilling & Blasting**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Crystella Pipeline in Dimock Township, **Susquehanna County** with an expiration date of July 17, 2013. Permit issued: July 20, 2012.

**58124165. Maine Drilling & Blasting**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Jeffers Farm Pipeline in Lenox Township, **Susquehanna County** with an expiration date of July 17, 2013. Permit issued: July 20, 2012.

**58124166. Maine Drilling & Blasting**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Bush 10 Inch Pipeline in Bridgewater and Forest Lake Townships, **Susquehanna County** with an expiration date of July 20, 2013. Permit issued: July 20, 2012.

**58124167. Maine Drilling & Blasting**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Lyman Gas Pipeline in Springville Township, **Susquehanna County** with an expiration date of July 30, 2013. Permit issued: July 20, 2012.

**64124103. Holbert Explosives, Inc.**, (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for a single dwelling in Lebanon Township, **Wayne County** with an expiration date of August 1, 2013. Permit issued: July 20, 2012.

**36124139. Maine Drilling & Blasting**, (PO Box 1140, Gardiner, ME 04345), construction blasting for Bishop Woods in West Donegal Township, **Lancaster County** with an expiration date of July 19, 2013. Permit issued: July 24, 2012.

**36124140. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Melvin Fisher manure pit in Strasburg Township, **Lancaster County** with an expiration date of October 30, 2012. Permit issued: July 24, 2012.

**58124168. Holbert Explosives, Inc.**, (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for NE Water System in Liberty and Great Bend Townships, **Susquehanna County** with an expiration date of July 24, 2013. Permit issued: July 25, 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 con-

struction 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.

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### 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.

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*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E09-946. U.S. Army Corps of Engineers**, Philadelphia District, 100 Penn Square East, Wanamaker Building, Philadelphia, PA 19002, Upper Southampton Township, **Bucks County**, ACOE Philadelphia district.

To restore and realign and maintain approximately 1,300 linear feet of Southampton Creek by utilizing fluvial geomorphology based stream restoration techniques. This work includes log vanes, mud sills, and rock cross vanes.

The project starts at the intersection of Street and Davisville Roads, and terminates at Steam Boat Drive (Hatboro, PA USGS Quadrangle N: 4.00 inches; W: 3:00 inches).

The issuance of this permit also constitutes approval of a water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

**E15-826. Anselma Crossing, L.P.**, 2323 Chester Springs Road, Chester Springs, PA 19425, West Pikeland Township, **Chester County**, ACOE Philadelphia District.



To perform the following water obstruction and encroachment activities associated with the construction of the proposed development in the floodway of Pickering Creek (HQ-TSF):

1. To place fill-in approximately 1,885 square feet of the floodway associated with the construction of the proposed building No. 1.
2. To grade within floodway associated with the construction of approximately 20-foot wide, 290-foot long section of the of proposed roadway access.
3. To install and maintain a various utility pipes within the floodway.
4. To construct and maintain a 24-inch water main across Pickering Creek.
5. To modify and extend the existing 30-inch culvert associated with access road widening.
6. To construct and maintain an outfall structure located at the northern end of the property.

The project will permanently impact approximately 20 linear feet of stream. The site is located approximately 1,526 feet southwest of the intersection of Byers and Conestoga Roads in West Pikeland Township, Chester County (Malvern, PA, USGS Quadrangle N:15.20 inches; W:2.5 inches).

The issuance of this permit also constitutes approval of a water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

**E15-830. Easttown Municipal Authority**, 566 Beaumont Road, Devon, PA 19333, Easttown Township, **Chester County**, ACOE Philadelphia District.

To remove the existing Berwyn pump station and to construct and maintain the new pump station approximately 20 feet east of the existing location, in and along the 100-year floodplain of an unnamed tributary to Darby Creek (CWF-MF).

The site is located approximately 180 feet west of the intersection of Sugartown (S.R. 2026) and Church (S.R. 2028) Roads (Valley Forge, PA, USGS Quadrangle N: 6.00 inches, W: 8 inches).

The issuance of this permit also constitutes approval of a water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

**E15-831. Phoenixville Borough**, 140 Church Street, Phoenixville, PA 19460, Phoenixville Borough, **Chester County**, ACOE Philadelphia District.

To remove the existing office buildings and to construct and maintain the proposed Phoenixville Borough Hall in the floodplain of French Creek. This work includes construction and maintenance of a stormwater management facility. The site is located approximately in the northwest intersection of Bridge Street (S.R. 113) and Taylor Alley (Phoenixville, PA, USGS Quadrangle N: 1.5 inches, W: 3.00 inches).

The issuance of this permit also constitutes approval of a water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

## 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.

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

ESCGP-1 # ESX12-113-0027

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street

City, State, Zip Athens, PA 18810

County Sullivan County

Township(s) Cherry

Receiving Stream(s) and Classification(s) Lick Creek Watershed (EV), UNT to Little Loyalsock Creek Watershed (EV);

Secondary: Loyalsock Creek Watershed (EV)

ESCGP-1 # ESX12-115-0122

Applicant Name Williams Field Services Company, LLC

Contact Person Tom Page

Address 1605 Coraopolis Heights Road

City, State, Zip Moon Township, PA 15108

County Susquehanna County

Township(s) Bridgewater Township

Receiving Stream(s) and Classification(s) UNTs to Trib 29450 to Meshoppen Creek, UNTs to Trib 29452 to Meshoppen Creek, Trib 29450 to Meshoppen Creek, Trib 29452 to Meshoppen Creek, Meshoppen Creek (All CWF, MF), Trib 29874 to Pettis Creek (WWF, MF);

Secondary: Pettis Creek (WWF, MF), Meshoppen Creek (CWF)

ESCGP-1 # ESX12-115-0082

Applicant Name WPX Energy Appalachia, LLC

Contact Person David Freudenrich

Address 6000 Town Center Blvd., Suite 300

City, State, Zip Canonsburg, PA 15317

County Susquehanna County

Township(s) Choconut and Silver Lake Townships

Receiving Stream(s) and Classification(s) Two UNTs to Choconut Creek; Choconut Creek Watershed, Choconut Creek/Susquehanna River Watershed (WWF, MF)

## ESCGP-1 # ESX12-115-0111

Applicant Name Talisman Energy USA, Inc.  
 Contact Person Tracy Gregory  
 Address 337 Daniel Zenker Drive  
 City, State, Zip Horseheads, NY 14845  
 County Susquehanna and Bradford Counties  
 Township(s) Rush and Pike Townships  
 Receiving Stream(s) and Classification(s) Gaylord Creek  
 (CWF, MF)

## ESCGP-1 # ESX12-113-0029

Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Patrick Myers, Jr.  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Sullivan County  
 Township(s) Elkland Township  
 Receiving Stream(s) and Classification(s) Drains to: Trib.  
 20100 to Blackwater Run (EV), Bribes 20175 and 20176  
 to Mill Creek (EV), Loyalsock Creek Watershed, (EV);  
 Secondary: Blackwater Run (EV) and Mill Creek (EV)

## ESCGP-1 # ESX12-015-0153

Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Patrick Myers, Jr.  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Overton Township  
 Receiving Stream(s) and Classification(s) UNT to the  
 Level Branch (EV/MF)

## ESCGP-1 # ESX12-015-0152

Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Patrick Myers, Jr.  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Burlington Borough, Burlington Township  
 Receiving Stream(s) and Classification(s) Wallace Run  
 (WWF, MF) and Tomjack Creek (TSF, MF)

## ESCGP-1 # ESX12-015-0151

Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Bradford County  
 Township(s) Wilmot Township  
 Receiving Stream(s) and Classification(s) UNT to Panther  
 Lick Creek, which is trib. to Sugar Run Creek (CWF/  
 MF);  
 Secondary: Sugar Run Creek (CWF/MF)

## ESCGP-1 # ESX12-015-0143

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) Wyalusing Township  
 Receiving Stream(s) and Classification(s) UNTs to  
 Susquehanna River (CWF) and UNTs to Wyalusing  
 Creek (WWF);  
 Secondary: Susquehanna River (CWF) and Wyalusing  
 Creek (WWF)

## ESCGP-1 # ESX11-015-0309 (01)

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

Township(s) Orwell and Windham Townships  
 Receiving Stream(s) and Classification(s) Trib to Wysox  
 Creek (CWF,MF), Trout Stream (CWF, MF)

## ESCGP-1 # ESX12-015-0150

Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Patrick Myers, Jr.  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Herrick, Standing Stone, Wysox and Wyalus-  
 ing Townships  
 Receiving Stream(s) and Classification(s) Susquehanna  
 River, UNT to Susquehanna River, Brewer Creek, UNT  
 to Brewer Creek, Vought Creek, Kings Creek, Rum-  
 merfield Creek, Trib 29971, 29979, 29980, and 29978 to  
 Rummerfield Creek, Trib 30050 to Wysox Creek, Bill-  
 ings Creek, UNT to Billings Creek, UNT to Camp  
 Creek, UNT to Wyalusing Creek (All WWF, MF);  
 Secondary: Susquehanna River Watershed

## ESCGP-1 # ESX12-081-0095

Applicant Name Anadarko E&P Company, LP  
 Contact Person Nathan Bennett  
 Address 33 W. Third Street, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Cascade Township  
 Receiving Stream(s) and Classification(s) UNT to East  
 Branch Wallis Run/East Branch Wallis Run, UNT to  
 Engle Run/Engle Run (EV)

## ESCGP-1 # ESG12-015-0129

Applicant Name Chief Gathering, LLC  
 Contact Person Nicholas Bryan  
 Address 999 North Loyalsock Avenue, Suite 3  
 City, State, Zip Montoursville, PA 17754  
 County Bradford County  
 Township(s) Burlington Township  
 Receiving Stream(s) and Classification(s) Bailey Run  
 (WWF/MF)

## ESCGP-1 # ESX11-015-0174 (01)

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 Rum-  
 mersfield Creek (WWF/MF)

## ESCGP-1 # ESXX12-115-0107

Applicant Name WPX Energy Appalachia, LLC  
 Contact Person David Freudenrich  
 Address 6000 Town Center Blvd., Suite 300  
 City, State, Zip Canonsburg, PA 15317  
 County Susquehanna County  
 Township(s) Silver Lake Township  
 Receiving Stream(s) and Classification(s) UNT Fall Brook  
 (Other/EV);  
 Secondary: Silver Creek

## ESCGP-1 # ESX12-081-0045 (01)

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

ESCGP-1 # ESX12-081-0043 (01)  
 Applicant Name PVR Marcellus Gas Gathering, LLC  
 Contact Person Kevin Roberts  
 Address 25 W. Third Street, 100 Penn Tower, Suite  
 201-202  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Fairfield and Upper Fairfield Townships  
 Receiving Stream(s) and Classification(s) Mill Creek East  
 (HQ)

ESCGP-1 # ESX12-131-0015  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Wyoming County  
 Township(s) Mehoopany Township  
 Receiving Stream(s) and Classification(s) Susquehanna  
 River (WWF, MF)

ESCGP-1 # ESG12-115-0061  
 Applicant Name Susquehanna Gathering Company, LLC  
 Contact Person John Miller  
 Address P. O. Box 839  
 City, State, Zip New Milford, PA 18834  
 County Susquehanna County  
 Township(s) New Milford Township  
 Receiving Stream(s) and Classification(s) UNT to  
 Wellman's Creek (HQ-Other);  
 Secondary: Wellman's Creek Trib to Salt Lick Creek

ESCGP-1 # ESX12-081-0099  
 Applicant Name Anadarko E&P Company, LP  
 Contact Person Nathan Bennett  
 Address 33 W. Third Street, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Cogan House Township  
 Receiving Stream(s) and Classification(s) Birch Run (HQ/  
 CWF), UNT to Hoagland Run (HQ/CWF);  
 Secondary: Susquehanna River/Lycoming Creek

ESCGP-1 # ESX11-115-0172 (02)  
 Applicant Name Williams Field Services Company, LLC  
 Contact Person Kristy Flavin  
 Address 1605 Coraopolis Heights Road  
 City, State, Zip Moon Township, PA 15108-4310  
 County Susquehanna County  
 Township(s) Springville Township  
 Receiving Stream(s) and Classification(s) Thomas, North  
 Branch of Meshoppen, and Meshoppen Creeks, Includ-  
 ing UNTs to those creeks/Tunkhannock Watershed  
 (other)

ESCGP-1 # ESX12-081-0097  
 Applicant Name SWEPI LP  
 Contact Person H. James Sewell  
 Address 190 Thorn Hill Road  
 City, State, Zip Warrendale, PA 15086  
 County Lycoming County  
 Township(s) McIntyre Township  
 Receiving Stream(s) and Classification(s) UNT to Red  
 Run (CWF/MF)

ESCGP-1 # ESX12-115-0070  
 Applicant Name Southwestern Energy Production Com-  
 pany  
 Contact Person Dave Sweeley  
 Address 917 State Route 92 North  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) New Milford Township

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

ESCGP-1 # ESX12-225-0125  
 Applicant Name Southwestern Energy Production Com-  
 pany  
 Contact Person Dave Sweeley  
 Address 917 State Route 92 North  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) Oakland Township  
 Receiving Stream(s) and Classification(s) Lewis Creek  
 (CWF), Deacon Brook (CWF)

ESCGP-1 # ESX12-115-0124  
 Applicant Name Southwestern Energy Production Com-  
 pany  
 Contact Person Dave Sweeley  
 Address 917 State Route 92 North  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) New Milford Township  
 Receiving Stream(s) and Classification(s) Salt Lick Creek  
 (HQ/CWF);  
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX12-081-0096  
 Applicant Name NFG Midstream Trout Run LLC  
 Contact Person Duane Wassum  
 Address 6363 Main Street  
 City, State, Zip Williamsville, NY 14221  
 County Lycoming County  
 Township(s) McIntyre & Lewis Townships  
 Receiving Stream(s) and Classification(s) Lower West  
 Branch Susquehanna Watershed, Grays Run, Splash  
 Dam Run, Bartoff Hollow, Darr Hollow, Trib. 20652 to  
 Lycoming Creek, Trib 20701 to Heylsum Run (HQ);  
 Secondary: Lower Susquehanna Penns

ESCGP-1 # ESX12-115-0110  
 Applicant Name Susquehanna Gathering Company, LLC  
 Contact Person John Miller  
 Address P. O. Box 839  
 City, State, Zip New Milford, PA 18834  
 County Susquehanna County  
 Township(s) Jackson and Thompson Townships  
 Receiving Stream(s) and Classification(s) Canawacta  
 Creek (CWF/MF)

ESCGP-1 # ESG11-131-0027 (01)  
 Applicant Name PVR NEPA Gas Gathering, LLC  
 Contact Person Nicholas Bryan  
 Address 999 Loyalsock Ave. Suite G  
 City, State, Zip Montoursville, PA 17754  
 County Susquehanna and Wyoming Counties  
 Township(s) Nicholson and Lathrop Townships  
 Receiving Stream(s) and Classification(s) Field Brook,  
 UNT to Field Brook (Both CWF/MF)

ESCGP-1 # ESX12-015-0156  
 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) Wyalusing Township  
 Receiving Stream(s) and Classification(s) UNT to Wyalus-  
 ing Creek, UNT to Wyalusing Creek (Both CWF);  
 Secondary: Wyalusing Creek (CWF)

ESCGP-1 # ESX12-033-0020  
 Applicant Name Campbell Oil & Gas, Inc.  
 Contact Person Erik Wood



Address P. O. Box 278  
 City, State, Zip Indiana, PA 15701  
 County Clearfield County  
 Township(s) Bigler and Knox Townships  
 Receiving Stream(s) and Classification(s) Pine Run and  
 UNT (EV), Lost Run and UNT (CWF), Potts Run  
 (CWF);  
 Secondary: Clearfield Creek (WWF)

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

ESCGP-1 #ESX12-019-0146-Rape Gas Well  
 Applicant RE Gas Development  
 Contact Michael Endler  
 Address 310 Seven Fields Blvd, Suite 151  
 City Seven Fields State PA Zip Code 16046  
 County Butler Township(s) Forward(s)  
 Receiving Stream(s) and Classification(s) UNT's to Con-  
 noquenessing Creek-WWF, Slippery Rock Creek Water-  
 shed

ESCGP-1 #ESX12-123-0018-WT 2921  
 Applicant Swepi LP  
 Contact James Sewell  
 Address 190 Thorn Hill Road  
 City Warrendale State PA Zip Code 15086  
 County Warren Township(s) Mead(s)  
 Receiving Stream(s) and Classification(s) UNT to Ward  
 Run(CWF-MF)

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

6/28/12  
 ESCGP-1 No.: ESX12-125-0077  
 Applicant Name: RICE DRILLING B LLC  
 Contact Person MS TONYA R WINKLER  
 Address: 171 HILLPOINTE DRIVE SUITE 301  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township: WEST PIKE RUN  
 Receiving Stream (s) And Classifications: UT 49984 TO  
 UT 96332 TO PIKE RUN; OTHER

6/13/12  
 ESCGP-1 No.: ESX12-125-0072  
 Applicant Name: MARKWEST LIBERTY MIDSTREAM &  
 RESOURCES LLC  
 Contact Person: MR RICHARD A LOWRY  
 Address: 824 MORGANZA ROAD  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): ROBINSON AND  
 SMITH  
 Receiving Stream(s) and Classifications: LITTLE RAC-  
 COON RUN AND ROBINSON RUN (WARM WATER  
 FISHES); OTHER

4/2/12  
 ESCGP-1 No.: ESX11-125-0103 MAJOR REVISION  
 Applicant Name: MARKWEST LIBERTY MIDSTREAM &  
 RESOURCES LLC  
 Contact Person: MR RICHARD A LOWRY  
 Address: 824 MORGANZA ROAD  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): AMWELL AND  
 MORRIS  
 Receiving Stream(s) and Classifications: UNT TO PLEAS-  
 ANT VALLEY RUN (TSF), PLEASANT VALLEY RUN  
 (TSF), FORK OF BANE CREEK (TSF), UNTs TO  
 TENMILE CREEK (TSF), TENMILE CREEK (TSF),  
 UNTs TO FORK OF BANE CREEK (TSF), UNT TO  
 SHORT CREEK (TSF) AND BELLS LAKES; OTHER

4/30/12  
 ESCGP-1 No.: ESX12-059-0026  
 Applicant Name: VANTAGE ENERGY APPALACHIA  
 LLC  
 Contact Person: MR NICK MONGELLUZZO  
 Address: 226 ELM DRIVE SUITE 102  
 City: WAYNESBURG State: PA Zip Code: 15370  
 County: GREENE Township(s): FRANKLIN  
 Receiving Stream(s) and Classifications: 3 UNTs TO  
 SOUTH FORK TENMILE; OTHER

5/14/12  
 ESCGP-1 No.: ESX11-005-0021 MAJOR REVISION  
 Applicant Name: EQT GATHERING LLC  
 Contact Person: MR BRIAN M CLAUTO  
 Address: 455 RACETRACK ROAD  
 City: WASHINGTON State: PA Zip Code: 15301  
 COUNTY ARMSTRONG Township(s): KITTANNING  
 Receiving Stream(s) and Classifications: UNT TO  
 NORTH BRANCH CHERRY RUN, NORTH BRANCH  
 CHERRY RUN, UNT TO PINE RUN, HORNEY CAMP  
 RUN; SEE ATTACHMENT E FOR STREAM TABLE;  
 OTHER

4/23/12  
 ESCGP-1 No.: ESX12-007-0011  
 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): SOUTH BEAVER  
 Receiving Stream(s) and Classifications: BRUSH RUN—  
 HQ-CWF; HQ

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## SPECIAL NOTICES

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

#### Notice of Interim Response

#### Spangler Site Jenner Township, Somerset County

The Pennsylvania Department of Environmental Protection ("Department"), under the authority of the Hazardous Sites Cleanup Act, 35 P. S. Section 6020.101 et. seq. ("HSCA"), is proposing to initiate an interim response at the Spangler Site ("Site"). This response is being initiated pursuant to Sections 501(a), and 501(g) of the HSCA, 35 P. S. §§ 6020.501(a) and 6020.501(g).

The Site is located on Spangler Road in Jenner Township, Somerset County, and consists of areas where containers of petroleum products, home heating oil and gasoline are stored. On January 26, 2012, as a result of a leak from one or more containers, a fuel oil spill occurred at 494 Spangler Road. At that time, local firefighters and Somerset County Hazmat constructed a shallow containment trench, underflow dams, and deployed booms and pads, to contain the heating oil and minimize further release into a nearby stream and wetland. Soil impacted by the fuel oil spill remains on the Site and numerous containers of fuel oil and gasoline continue to be stored on the Site. Some of the remaining containers on the Site may be leaking and are not suitable for storage of oil and gasoline. Past leaking and /or spilling is visible around some of the containers.



The current and/or potential threat from the Site to human health or welfare is direct contact with the oil and gasoline, and the potential for fire and/or explosion due to the flammable nature of the material, and contamination of groundwater. The Site is within a few feet of Spangler Road and access is unrestricted. The potential for vandalism and trespasser's contact with the material is present.

The current and/or potential threat that could adversely affect the environment is contamination of the soil, groundwater, and surface water from releases from the open and/or damaged containers. Moreover, a release has occurred and continues to occur from this Site. Soil is contaminated and surface water has been impacted. Without a cleanup of this Site, the release will continue and can only increase as the containers continue to deteriorate.

The Department considered the following three alternatives to address the spilled petroleum products at the Site: (Alternative 1) taking no action; (Alternative 2) find the ruptured tank and any other leaking tanks, remove remaining liquid from these tanks, and excavate impacted soil; and (Alternative 3) remove and properly dispose/recycle all liquid petroleum products, containers, and any other hazardous waste found at the Site. Excavate soil and/or other material impacted by the release and properly dispose.

The Department proposes Alternative 3 because it complies with the applicable, relevant, and appropriate requirements.

This notice is being provided under Section 506(b) of the Hazardous Sites Cleanup Act. The Administrative Record, which contains information forming the basis of the Department's selection of this response action, is available for public review and comment at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222, and is available for review between 9 a.m. and 4 p.m.

The Administrative Record will be open for comment until November 9, 2012. Persons may submit written comments into the record, during this time only, by sending them or delivering them to Dawna Saunders, Project Manager, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

In addition, persons may present oral comments for inclusion in the Administrative Record at a public hearing scheduled for September 25, 2012 at 6:30 p.m. at the Jenner Township Building located at 2058 Lincoln Highway, Boswell, PA 15531-4012. Persons wishing to present comments must register with John Poister at the Department's Southwest Regional Office, in writing at: 400

Waterfront Drive, Pittsburgh, PA 15222 or by telephone at (412) 442- 4203 before noon, September 25, 2012.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceeding, should contact John Poister at (412) 442-4203 or through the Pennsylvania AT&T Relay Service at (800) 654-5954 (TDD) to discuss how the Department may accommodate their needs.

**Approval of Registration/Applications under General Permit for Short-Term Construction Project BMR-GP-103**

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

**53111002 and NPDES No. PA0257711. Duffy, Inc.** (P. O. Box 374, Smethport, PA 16749), authorization to extract sandstone in West Branch Township, **Potter County** to construct Marshland Marcellus Play. Receiving stream: Unnamed Tributary to Pine Creek classified as High Quality Waters—Cold Water Fishes. Application received: June 21, 2011. Authorization approved: July 13, 2012.

**Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for Sediment-impaired Segments of the Deerlick Run Watershed, Columbia County**

The Department of Environmental Protection will accept comments on the proposed TMDLs developed for the sediment-impaired segments of the Deerlick Run Watershed in Columbia 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 listed Deerlick Run in 2002 for impairments caused by excessive siltation from agricultural activities and road runoff. 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 within the Deerlick Run Watershed. The sediment loading was allocated among the land uses of cropland, hay/pasture land, transitional land, and associated stream bank 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 Deerlick Run*

<i>Pollutant</i>	<i>Existing Load (lbs./yr.)</i>	<i>Existing Load (lbs./day)</i>	<i>TMDL Final Allocation (lbs./yr.)</i>	<i>TMDL Final Allocation (lbs./day)</i>	<i>Percent Reduction</i>
Sediment	8,522,400	23,349	4,701,097	12,880	45%

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/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/)). To request a copy of any of the proposed TMDLs contact Scott Alexander, Water Program Specialist, Bu-

reau of Point and Non-Point Source Management, Central Office, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, 717-772-5670, [salexander@pa.gov](mailto:salexander@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*.

**Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for the Sediment-impaired Segments of the Turtle Creek Watershed, Union County**

The Department of Environmental Protection will accept comments on the proposed TMDLs developed for the sediment-impaired segments of the Turtle Creek Watershed in Union 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 impair-

ments 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 within specifically impaired streams of the Chest Creek Watershed. The sediment loading was allocated among the land uses of cropland, hay/pasture land, transitional land, and associated stream bank 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 the TMDL Allowable Load Allocation of Sediment in the Turtle Creek Watershed:*

<i>Pollutant</i>	<i>Existing Load (lbs./yr.)</i>	<i>Existing Load (lbs./day)</i>	<i>TMDL, ALA (lbs./yr.)</i>	<i>TMDL, ALA (lbs./day)</i>	<i>Percent Reduction</i>
Sediment	2,325,800	6,372	1,391,552	3,813	37.2%

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/](http://www.dep.state.pa.us/watermanagement_apps/tmdl/)). To request a copy of any of the proposed TMDLs contact Scott Alexander, Water Program Specialist, Bureau of Point and Non-Point Source Management, Central Office, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, 717-772-5670, [salexander@pa.gov](mailto:salexander@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*.

[Pa.B. Doc. No. 12-1525. Filed for public inspection August 10, 2012, 9:00 a.m.]

Comments and questions should be directed to the contact listed as follows. Comments will be accepted through September 14, 2012.

The report is available at [www.dep.state.pa.us/dep/deputate/minres/bmr/reports](http://www.dep.state.pa.us/dep/deputate/minres/bmr/reports).

For further information, contact William S. Allen, Jr., Department of Environmental Protection, Bureau of Mining Programs, Rachel Carson State Office Building, 5th Floor, P. O. Box 8461, Harrisburg, PA 17105-8461, (717) 787-5103, [wallen@pa.gov](mailto:wallen@pa.gov). Persons with a disability may contact the Department by using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDL users) or (800) 654-5988 (voice users).

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-1526. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Availability of the Fiscal Year Report for the Reclamation Fee O & M Trust Account**

The Department of Environmental Protection (Department) announces the availability of a draft Fiscal Year Report (report) for the Reclamation Fee O & M Trust Account (account). This account was established to provide the money for the operation and maintenance of mine drainage treatment facilities at mine sites with post-mining discharges at ABS Legacy Sites as defined at 25 Pa. Code § 86.1 (relating to definitions). This report is required by 25 Pa. Code § 86.17 (relating to permit and reclamation fees). The report contains a financial analysis of the revenue and expenditures from the account for Fiscal Year (FY) 2011-2012 and provides projections for FY 2012-2013. The report and any comments provided will be reviewed with the Mine Reclamation Advisory Board at the meeting scheduled for October 25, 2012.

**Availability of Technical Guidance**

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.eLibrary.dep.state.pa.us>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

*Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications.

Check with the appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Draft Technical Guidance—Substantive Revision*

**DEP ID:** 254-5401-001. **Title:** Best Practices for Environmental Protection in the Mushroom Farming Community. **Description:** This is an update of a guidance manual originally published in 1997 intended to provide a person or municipality with the information necessary for the proper use, process or disposal of mushroom compost generated in the course of normal farming operations.

**Effective Date:** Upon publication of notice as final in the *Pennsylvania Bulletin*.

**Written Comments:** Interested persons may submit written comments on this Draft Technical Guidance Document by September 10, 2012. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by electronic mail must include the originator's name and address. Written comments should be submitted to Jeffrey Olsen, Solid Waste Program Specialist, Bureau of Waste Management, 400 Market Street, P. O. Box 69170, Rachel Carson State Office Building, Harrisburg, PA 17101-8465, (717) 787-3103, jeolsen@pa.gov.

**Contact:** Jeffrey Olsen, (717) 787-3103 or jeolsen@pa.gov.

MICHAEL L. KRANCER,  
Secretary

[Pa.B. Doc. No. 12-1527. Filed for public inspection August 10, 2012, 9:00 a.m.]

### **Nutrient Credit Trading Program; Actions**

The Department of Environmental Protection (Department) provides notice of the following actions under the Nutrient Credit Trading Program (Trading Program). These actions were taken under 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

Nutrient trading is a market-based program that provides incentives for entities to create nutrient reduction credits (credits) by going beyond statutory, regulatory or voluntary obligations and goals to remove nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System permittees to meet their effluent limits for nutrients.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board)

through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

For further information about this action or the Trading Program, contact Karen Price, Interstate Waters Office, Department of Environmental Protection, P. O. Box 8465, Harrisburg, PA 17105-8465, (717) 772-4785, kprice@pa.gov or visit the Department's web site at www.dep.state.pa.us (DEP Keywords: "Nutrient Trading").

The following certification requests have been approved by the Department. The approval of these requests is considered a final action of the Department.

**Red Barn Trading Company (1383 Arcadia Road, Lancaster, PA 17601).** This approval is applicable to nitrogen reduction credits to be generated by the Steve Groff Farm from the pollutant reduction activities of 19.4 acres of continuous no-till and cover crops on corn fields. This approval includes a verification plan and authorizes the generation of 428 nitrogen reduction credits. This certification of annual credits is valid until September 30, 2016, as long as the pollution reduction activities are implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2016, credits for the pollution reduction activities may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 6747 (December 10, 2011).

**Red Barn Trading Company (1383 Arcadia Road, Lancaster, PA 17601).** This approval is applicable to nitrogen reduction credits to be generated by the A. Dale Herr Farm from the pollutant reduction activities of 85.4 acres of continuous no-till and cover crops on corn fields, 9.9 acres of riparian buffers and 16.4 acres of Off-Stream Watering with Stream Fencing. This approval includes a verification plan and authorizes the generation of 876 nitrogen reduction credits. This certification of annual credits is valid until September 30, 2016, as long as the pollution reduction activities are implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2016, credits for the pollution reduction activities may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 6747.



**Red Barn Trading Company (1383 Arcadia Road, Lancaster, PA 17601).** This approval is applicable to nitrogen reduction credits to be generated by the Townsend Moore Farm from the pollutant reduction activities of 15.6 acres of precision grazing and off-stream watering with stream fencing. This approval includes a verification plan and authorizes the generation of 19 nitrogen reduction credits. This certification of annual credits is valid until September 30, 2016, as long as the pollution reduction activities are implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2016, credits for the pollution reduction activities may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 6747.

**Red Barn Trading Company (1383 Arcadia Road, Lancaster, PA 17601).** This approval is applicable to nitrogen reduction credits to be generated by the Roman Stoltzfoos Farm from the pollutant reduction activities of 169.9 acres of precision grazing and off-stream watering with stream fencing and rotational grazing. This approval includes a verification plan and authorizes the generation of 1,339 nitrogen reduction credits. This certification of annual credits is valid until September 30, 2016, as long as the pollution reduction activities are implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2016, credits for the pollution reduction activities may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 6747.

**Red Barn Trading Company (1383 Arcadia Road, Lancaster, PA 17601).** This approval is applicable to nitrogen reduction credits to be generated by the Charles and Elaine Craig Farm from the pollutant reduction activities of 52.9 acres of continuous no-till and cover crops on corn fields. This approval includes a verification plan and authorizes the generation of 1,071 nitrogen reduction credits. This certification of annual credits is valid until September 30, 2016, as long as the pollution reduction activities are implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2016, credits for the pollution reduction activities may only be generated if recertification, which will be based on the program requirements in place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 6747.

**Red Barn Trading Company (1383 Arcadia Road, Lancaster, PA 17601).** This approval is applicable to nitrogen reduction credits to be generated by the Dwight Brubaker Farm from the pollutant reduction activities of 30.7 acres of continuous no-till and cover crops on corn fields. This approval includes a verification plan and authorizes the generation of 549 nitrogen reduction credits. This certification of annual credits is valid until September 30, 2016, as long as the pollution reduction activities are implemented, maintained and verified under the terms and conditions contained in the certification. After September 30, 2016, credits for the pollution reduction activities may only be generated if recertification, which will be based on the program requirements in

place on the date of the recertification submission, is obtained. Notice of the certification request was published for comment at 41 Pa.B. 6747.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-1528. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Nutrient Credit Trading Program; Notice of Certification Request

The Department of Environmental Protection (Department) provides notice of the following certification request that has been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

Nutrient credit trading is a market-based program that provides incentives for entities to create nutrient reduction credits (credits) by going beyond statutory, regulatory or voluntary obligations and goals to remove nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients.

The information described in this notice relates to a submitted certification request received on March 23, 2012.

#### *Background*

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the certification request must be approved; (2) generation of the credits must be verified; and (3) the credits must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a pollutant reduction activity to generate credits. Certifications are based on at least: (1) a written request describing the qualifying pollutant reduction activity that will reduce the pollutant loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying pollutant reduction activity has taken place.

Once the credits are certified, they must be verified to be applied toward an NPDES permit for compliance with effluent limits. Verification means implementation of the verification plan contained in the certification. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying pollutant reduction activity has taken place for the applicable compliance year.

The credits also need to be registered by the Department before they can be applied toward an NPDES permit for compliance with effluent limits. Registration occurs only after credits have been certified, verified and a contract has been submitted. The Department registers credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Department provides registered credits with an annual registry number for reporting and tracking purposes.



*Certification Request*

The following request is being reviewed by the Department. The Department will accept written comments on this proposed pollutant reduction activity for 30 days.

<i>Applicant</i>	<i>Pollution Reduction Activity Description</i>
Lititz Sewer Authority (Lancaster County) NPDES Permit No. PA-0020320	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at the Lititz Sewer Authority's wastewater treatment facility

*Written Comments*

Interested persons may submit written comments on this proposed pollutant reduction activity by September 10, 2012. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Brian Schlauderaff, Bureau of Point and Non-Point Source Regulation, Department of Environmental Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5620, bschlauder@pa.gov.

For further information about this certification request or the Trading Program contact Brian Schlauderaff, at the previously listed address or phone number, or visit the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-1529. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Potomac Regional Water Resources Committee Meeting

The Potomac Regional Water Resources Committee, associated with the Department of Environmental Protection (Department), will meet on August 21, 2012, from 9:30 a.m. to 12 p.m. at the Adams County Agricultural Center, 670 Old Harrisburg Road, Gettysburg, PA 17325.

Questions concerning the schedule or agenda items can be directed to Heidi Moltz at (301) 274-8116 or [hmoltz@icprb.org](mailto:hmoltz@icprb.org). This schedule, an agenda for the meeting and meeting materials will be available through the Public Participation Center on the Department's web site at <http://www.dep.state.pa.us>.

Persons with a disability who require accommodations to attend the meeting listed previously should contact the Department at (717) 783-2402 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. 12-1530. Filed for public inspection August 10, 2012, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Real Estate for Sale Chester County

Commonwealth-owned real estate is for sale in the Townships of West Bradford and Newlin, Chester County. The Department of General Services (Department) will accept bids for the purchase of the former Embreeville Center Property that consists of 225.115 acres of land and numerous buildings, which is located at 1818 West Strasburg Road, West Bradford Township, Chester County. Bids are due Wednesday, December 19, 2012. Interested parties wishing to receive a copy of Solicitation No. 94457 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Michael Showers at (717) 772-8842.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 12-1531. Filed for public inspection August 10, 2012, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Advanced Surgical Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Advanced Surgical Hospital has requested an exception to the requirements of 28 Pa. Code § 109.2(b) (relating to director of nursing services).

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](mailto: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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1532. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Allegheny Reproductive Health Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Allegheny Reproductive Health Center has requested an exception to the requirements of 28 Pa. Code § 571.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-7.1.1.1(1) NFPA 101, subsection 20.1.6.3, 20.2.6.2 and 20.3.7.1 (relating to minimum construction requirements; travel distance; and subdivision of building space).

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 (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1533. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Center for Same Day Surgery @ WBGH for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Center for Same Day Surgery @ WBGH has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(3) (relating to criteria for ambulatory surgery).

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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1534. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Crozer Keystone Surgery Center at Brinton Lake for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Crozer Keystone Surgery Center at Brinton Lake has requested an exception to the requirements of 28 Pa. Code §§ 555.3, 557.3, 567.2 and 567.3.

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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1535. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Doylestown Hospital Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Doylestown Hospital Surgery Center has requested an exception to the requirements of 28 Pa. Code §§ 553.1, 553.31, 555.1 and 555.21.

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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1536. Filed for public inspection August 10, 2012, 9:00 a.m.]

### **Application of Einstein Medical Center Montgomery for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Einstein Medical Center Montgomery has requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards).

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c) for this request.

This facility is also requesting an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

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 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 (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1537. Filed for public inspection August 10, 2012, 9:00 a.m.]

### **Application of Endoscopy Center of Central Pennsylvania, LLC for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Endoscopy Center of Central Pennsylvania, LLC, has requested an exception to the requirements of 28 Pa. Code § 551.3 (relating to definitions).

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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1538. Filed for public inspection August 10, 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):

Crozer Keystone Surgery Center at Brinton Lake  
Doylestown Hospital Surgery Center

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 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 (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1539. Filed for public inspection August 10, 2012, 9:00 a.m.]

### **Application of The Good Samaritan Hospital for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Good Samaritan Hospital has requested an exception to the requirements of 28 Pa. Code § 127.32 (relating to written orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by request-



ing 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 Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1540. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Heinz Rehab Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Heinz Rehab Hospital has requested an exception to the requirements of 28 Pa. Code § 103.36 (relating to personnel records).

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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1541. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Highlands Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Highlands Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with

minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-2.2.2.1(2)(a) and 2.5-2.2.2.6 (relating to clearances; and patient toilets).

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 (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1542. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Mount Nittany Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Mount Nittany Medical Center has requested an exception to the requirements of 28 Pa. Code § 138.18 (relating to EPS studies).

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, or for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1543. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Select Specialty Hospital Central PA for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Select Specialty Hospital Central PA has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.1-8.5.3.2 (relating to size of technology distribution rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1544. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of St. Clair Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Clair Hospital has requested an exception to the requirements of 28 Pa. Code §§ 105.11(b) and 107.62(b) (relating to access; and oral orders).

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, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1545. Filed for public inspection August 10, 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) (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 (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1546. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Application of Williamsport Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Williamsport 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: 2.2-3.4.4.2(3) and 2.2-3.4.4.5 (relating to anteroom requirement; and patient preparation holding).

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 (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1547. Filed for public inspection August 10, 2012, 9:00 a.m.]

### **Lead Hazard Control Program; Intent to Request Release of Funds**

On or about August 20, 2012, the Department of Health (Department) will submit a request to the United States Department of Housing and Urban Development (HUD) for the release of Lead-Based Paint Hazard Control Grant Program funds for the following multiyear program/project: Lead Hazard Control Program (program), for the purpose of assisting income-eligible occupants to receive lead hazard control and remediation of environmental health hazards in privately owned units, with a priority on units occupied by families with children under 6 years of age. Target areas include the Counties of Berks and Fayette and the Cities of Bethlehem, Johnstown, Lancaster and Allentown. The Department is requesting the release of \$2,480,000 in Federal Assistance and \$575,000 in matching contributions for the period of performance of June 1, 2012 through May 31, 2015.

The proposed hazard control activities to be funded under this program are categorically excluded from the National Environmental Policy Act (NEPA) requirements, but subject to compliance with some of the environmental laws and authorities listed at 24 CFR 58.5 (relating to related Federal laws and authorities). In accordance with 24 CFR 58.15 (relating to tiering), a tiered review process

has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target areas listed previously. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target areas have been studied and compliance with the following laws and authorities have been established in this Tier 1 review: Floodplain Management, Coastal Barriers Resource Act and Coastal Zone Management Act. In the Tiered 2 review, compliance with the following environmental laws and authorities will take place for proposed projects funded under the program listed previously: Historic Preservation, National Flood Insurance Program requirements, Explosive and Flammable Operations, toxics/hazardous materials. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at 24 CFR 58.35(a) (relating to categorical exclusions), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds published. Copies of the compliance documentation worksheets are available at the following address. An Environmental Review Record (ERR) that documents the environmental determinations for this project and more fully describes the tiered review process cited previously, is on file at the Bureau of Family Health, Division of Child and Adult Health Services, Health and Welfare Building, 7th Floor, East Wing, 625 Forster Street, Harrisburg, PA 17120 and may be examined or copied weekdays from 8 a.m. to 4:30 p.m.

#### *Public Comments*

Any individual, group or agency may submit written comments on the ERR to the Department. Comments received by August 19, 2012, will be considered by the Department prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD.

#### *Release of Funds*

The Department certifies to HUD that Terri A. Matio in her official capacity as Director, Bureau of Administrative and Financial Services, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the Department to utilize Federal funds and implement the program.

#### *Objections to Release of Funds*

HUD will consider objections to its release of funds and the Department certification for a period of 15 days following either the anticipated submission date or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases: (a) that the certification was not executed by the certifying officer of the Department; (b) the Department has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58 (relating to environmental review procedures for entities assuming HUD environmental responsibilities); (c) the Department has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; (d) another Federal agency acting under 40 CFR Part 1504 (relating to predecision referrals to the Council of Pro-



posed Federal Actions determined to be environmentally unsatisfactory) has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and may be addressed to HUD as follows: Karen M. Griego, Office of Healthy Homes and Lead Hazard Control Program Environmental Clearance Officer, United States Department of Housing and Urban Development, 611 West 6th Street, Suite 801, Los Angeles, CA 90017. Potential objectors may contact HUD directly to verify the actual last day of the objection/comment period.

Persons with a disability who require an alternate format of this document (for example, large print, audiotape, Braille) or who wish to comment in an alternate format and seek assistance to do so should contact Todd Christophel or Cindy Dundas, Public Health Program Administrators, Bureau of Family Health, Division of Child and Adult Health Services, Health and Welfare Building, 7th Floor, East Wing, 625 Forster Street, Harrisburg, PA 17120 or (717) 772-2762, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1548. Filed for public inspection August 10, 2012, 9:00 a.m.]

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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 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 the 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 address listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1549. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions):

Windy Hill Village of the Presbyterian Homes  
100 Dogwood Drive  
Philipsburg, PA 16866  
FAC ID 164302

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

HRH transitional Care Unit (a d/b/a Entity of HRHS)  
1648 Huntingdon Pike  
Meadowbrook, PA 19046  
FAC ID 083902

St. Joseph's Manor (a d/b/a Entity of HRHS)  
1616 Huntingdon Pike  
Meadowbrook, PA 19046  
FAC ID 451002

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Willowcrest  
5501 Old York Road  
Philadelphia, PA 19141  
FAC ID 232002

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.19(b) (relating to windows and windowsills):

Southwestern Nursing Center  
500 Lewis Run Road  
Pittsburgh, PA 15122

### Notice to Public of Action Located Within Floodplains

A notice was published at 42 Pa.B. 4670 (July 21, 2012), inviting participation in the floodplain management decision making process. Specifically, the Department of Health (Department) invited comments regarding a program being proposed by the Department of Health.

*Program:* Lead Hazard Control Program (program), Grant Number: PALHB0517-12, \$2,480,000 award, Period of Performance: June 1, 2012—May 31, 2015.

*Purpose:* The purpose of the program is to eliminate lead hazards in eligible low-income housing in this Commonwealth. The program will accomplish its goals by utilizing State-certified inspectors to assess units for lead paint hazards. Units found to have a lead presence will undergo lead-based paint hazard reduction through interim controls or hazard abatement.

*Location:* The program would involve lead hazard control activities and associated minor rehabilitation on residential properties within the City limits of Johnstown and the Counties of Berks and Fayette.

The Department completed an evaluation concerning potential impacts on the floodplain and possible alternative actions. The proposed program could involve projects located within a 100-year floodplain. The conclusion was that there is no practicable alternative to the possibility of potential residential projects located within Flood Zones A, AE, A1-A30 or A99 as designated by the Federal Emergency Management Agency Flood Insurance Rate Maps. It has been determined that the program must occur within the intended target area/areas, as previously described.

The alternatives considered included: 1) funding the proposed program in other areas of the jurisdiction; 2) relocation of housing units and families; and 3) no action.

These alternatives were rejected for the following reasons: 1) the greatest need for the intended program was found to be in the designated target area/areas and those units/families in need of the housing services exist in all areas of the target area/areas; 2) it is cost prohibitive and not feasible to physically move or raise structures out of the floodplain; and 3) a no action alternative would certainly not serve to maintain affordable, safe (from lead-based paint or other housing-based health hazards as appropriate) housing for families.

To minimize risk and potential loss (to life, health and financial investment), owners and tenants will be notified that their units are located in the floodplain and flood insurance will be a required contingency to participation in the grant program. The amount and period of coverage will conform to the National Flood Insurance Program requirements.

An Environmental Review Record (ERR) respecting the subject program has been made by the previously-named jurisdiction which documents floodplain information and contains a full description of the proposed actions. The ERR is on file at the following address and is available for public examination and copying upon request between 8 a.m. and 4:30 p.m. Monday through Friday.

Final approval of the program will not be approved until/unless interested groups, individuals or agencies have had an opportunity to comment. Written comments for consideration by the Department may be sent to Todd Christophel or Cindy Dundas at the following address. Comments should be received on or before August 18, 2012.

For further information regarding the United States Department of Housing and Urban Development's regulations concerning floodplain management, contact Karen M. Griego, Program Environmental Clearance Officer, Office of Healthy Homes and Lead Hazard Control, United States Department of Housing and Urban Development, 611 West 6th Street, Suite 801, Los Angeles, CA 90017, (213) 534-2458 (this is not a toll-free number), karen.m.griego-west@hud.gov. Hearing- or speech-challenged individuals may access this number through TTY by calling the toll-free Federal Information Relay Service at (800) 877-8339.

Persons with a disability who require an alternate format of this document (for example, large print, audiotape, Braille) or who wish to comment in an alternate format and seek assistance to do so should contact Todd Christophel or Cindy Dundas, Public Health Program Administrators, Bureau of Family Health, Division of Child and Adult Health Services, Health and Welfare Building, 7th Floor, East Wing, 625 Forster Street, Harrisburg, PA 17120 or (717) 772-2762, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,  
Secretary

[Pa.B. Doc. No. 12-1550. Filed for public inspection August 10, 2012, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Amendment to the Commonwealth's Medicaid State Plan for Children with Disabilities

The Department of Public Welfare (Department) is announcing its intent to amend the Commonwealth's Medicaid State Plan to apply copayments to services provided to certain Medical Assistance (MA) eligible children with disabilities.

#### Discussion

On July 1, 2011, the General Assembly enacted the act of June 30, 2011 (P.L. 89, No. 22) (Act 22), which amended the Public Welfare Code (code) (62 P.S. §§ 101—1503). Section 7 of Act 22 amended section 454(a) of the code (62 P.S. § 454(a)) by requiring the Department to establish, by publication of a notice in the *Pennsylvania Bulletin*, copayments for MA services provided to children with disabilities whose household income is above 200% of the Federal poverty income guidelines based on family size.

The Department intends to amend the State Plan consistent with section 454 of the code and applicable Federal law to apply these copayments as follows:

- Except for those services and items identified as follows, MA copayments will be applied to children with disabilities, who are under 18 years of age and whose household income is above 200% of the Federal Poverty Limit based on family size.
- The Department will determine family income based on the family's gross annual income, prorated for monthly periods.
- The following services will not have copayments:
  - Preventive services
  - Early Intervention services
  - Emergency services
  - Laboratory services
  - Family planning services and supplies
  - Home health agency services
  - Rental of durable medical equipment
  - Services when the MA fee is less than \$2.00
  - Medical exams for persons under 21 years of age provided through the Early and Periodic Screening, Diagnosis and Treatment Program (EPSDT)
  - Targeted case management services
  - Tobacco cessation counseling services
  - School-Based Access Program services
  - Home and Community Based Waiver services
  - The doctor's fee for x-rays, diagnostic tests, nuclear medicine or radiation therapy
  - Psychiatric partial hospitalization program services
  - Medical exams requested by the Department
  - Renal dialysis services
  - Blood and blood products
  - Oxygen
  - Ostomy supplies
  - More than one set of specific allergy tests in a 24-hour period

- The following services will have a fixed copayment:

<i>Fixed Copayments</i>			
<i>MA Service</i>	<i>Copayment Amount</i>	<i>MA Service</i>	<i>Copayment Amount</i>
Diagnostic Radiology	\$1.00	Inpatient Hospital Services	\$20.00 per day (up to \$140.00 per stay)
Nuclear Medicine	\$1.00		
Medical Diagnostic Test	\$1.00		
Radiation Therapy	\$1.00		
Prescription and Prescription Drug Refills	\$1.00 Generic \$3.00 Brand	Outpatient Psychotherapy Services	\$0.50 per unit

- For all other services, copayments will be on a sliding scale based on the MA fee for the service, as follows:

<i>Sliding Scale Copayments</i>			
<i>MA Fee for the Service</i>	<i>Copayment Amount</i>	<i>MA Fee for the Service</i>	<i>Copayment Amount</i>
\$2.00—\$10.00	\$.65	\$200.01—\$300.00	\$40.00
\$10.01—\$25.00	\$2.00	\$300.01—\$400.00	\$60.00
\$25.01—\$50.00	\$5.00	\$400.01—\$500.00	\$80.00
\$50.01—\$100.00	\$10.00	\$500.01 or greater	\$100.00
\$100.01—\$200.00	\$20.00		

• Copayments will be collected by the MA provider. In accordance with Federal regulations in 42 CFR 447.82(a) (relating to restrictions on payments to providers) the copayment amount will be deducted from the Department’s payment to the provider.

• MA providers may not deny covered care or services, nor may they waive or reduce the copayment, because of an individual’s inability to pay the copayment amount.

• The total aggregate amount of the copayments will not exceed 5% of the family’s gross annual income, prorated and applied on a monthly basis.

• The Department will track the copayments that have been incurred by using the information in the claim processing system to identify the copayment amounts that have been deducted from the payments made to providers. Providers will be advised through the eligibility verification system that the copayment maximum has been reached and should not collect further copayments.

• The Department will send a written notice to recipients subject to these copayments informing them of the copayments and their maximum copayment liability. The Department will issue a bulletin to providers to inform them of the copayment. In addition, the Department will post copayment information on its web site.

The Department intends to make these changes effective for dates of service on and after October 1, 2012, for the newly eligible beneficiaries and November 1, 2012, for current beneficiaries.

*Fiscal Impact*

The estimated cost savings for Fiscal Year (FY) 2012-2013 is \$9.405 million (\$4.300 million in State funds). The annualized cost savings for FY 2013-2014 is \$12.540 million (\$5.813 million in State funds).

*Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary’s Office, Attention: Regulations Coordi-

nator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered in the development of the State Plan amendment and the final public notice. Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

GARY D. ALEXANDER,  
*Secretary*

**Fiscal Note:** 14-NOT-781. This change is expected to result in savings of \$4.3 million in State funds in FY 2012-13; (8) recommends adoption.

[Pa.B. Doc. No. 12-1551. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Inpatient Hospitals Qualifying for Medical Assistance Disproportionate Share Payments**

On July 1, 1988, the Department of Public Welfare (Department) implemented a disproportionate share payment system. The Department is required to annually publish the names of each inpatient acute care general hospital, rehabilitation hospital and private psychiatric hospital qualifying for a disproportionate share payment and their respective disproportionate share payment percentage as set forth in 55 Pa. Code §§ 1151.54(i), 1163.67(k) and 1163.459(j) (relating to disproportionate share payments).

*A. Disproportionate Share for Acute Care General Hospitals, Rehabilitation Hospitals and Private Psychiatric Hospitals.*

The following lists identify the inpatient acute care general hospitals, psychiatric units, drug and alcohol units and rehabilitation units of acute care general hospitals, rehabilitation hospitals, private psychiatric hospitals and private drug and alcohol hospitals eligible for



disproportionate share payments for the period July 1, 2011, through June 30, 2012, and their respective payment percentages. For all inpatient facilities, disproportionate share payments are calculated as a percentage of projected Medical Assistance (MA) inpatient income.

Payment period July 1, 2011, to June 30, 2012, disproportionate share payment percentages:

*Acute Care General Hospitals*

ALBERT EINSTEIN MEDICAL CENTER	4.92%
ALFRED I. DUPONT INSTITUTE	7.64%
BARNES KASSON HOSPITAL	1.43%
BRADFORD REGIONAL MED. CTR.	10.00%
CHARLES COLE MEMORIAL HOSPITAL	1.00%
CHILDREN'S HOSPITAL OF PHILADELPHIA	7.19%
CHILDREN'S HOSPITAL OF PITTSBURGH	9.14%
CLEARFIELD HOSPITAL	0.00%
CROZER CHESTER MEDICAL CENTER	3.10%
DELAWARE COUNTY MEMORIAL HOSPITAL	2.18%
DIVINE PROVIDENCE HOSPITAL	5.54%
DUBOIS REGIONAL MEDICAL CENTER	9.00%
GEISINGER MEDICAL CENTER	6.84%
HIGHLANDS HOSPITAL & HEALTH CENTER	4.56%
INDIANA REGIONAL MEDICAL CENTER	0.00%
JAMESON MEMORIAL HOSPITAL	0.00%
J.C. BLAIR MEMORIAL HOSPITAL	4.78%
KENSINGTON HOSPITAL	14.00%
LOCK HAVEN HOSPITAL	3.16%
MAGEE WOMEN'S HOSPITAL	5.55%
MEMORIAL HOSPITAL—TOWANDA	3.36%
MERCY FITZGERALD HOSPITAL	2.69%
MERCY HOSPITAL OF PHILADELPHIA	5.19%
MILLCREEK COMMUNITY HOSPITAL	5.00%
NPHS—ST. JOSEPH'S HOSPITAL	7.51%
PENN PRESBYTERIAN MEDICAL CENTER	2.88%
PENNSYLVANIA HOSPITAL	3.66%
PUNXSUTAWNEY AREA HOSPITAL	0.00%
SCHUYLKILL MED. CTR. SOUTH JACKSON	6.68%
SOLDIERS & SAILORS MEMORIAL HOSPITAL	8.75%
SUNBURY COMMUNITY HOSPITAL	6.26%
TEMPLE UNIVERSITY HOSPITAL	6.66%
THS—HAHNEMANN UNIV HOSPITAL	4.52%
THS—ST. CHRISTOPHER'S HOSPITAL	15.00%
THOMAS JEFFERSON UNIVERSITY & HOSP	2.60%
TITUSVILLE AREA HOSPITAL	2.84%
TROY COMMUNITY HOSPITAL	3.98%
UNIONTOWN HOSPITAL	1.84%
UPMC—BEDFORD MEMORIAL	2.96%
UPMC MERCY HOSPITAL	1.65%
UPMC—PRESBYTERIAN-SHADYSIDE	2.48%
UNIVERSITY OF PENNA HOSPITAL	3.13%
VALLEY FORGE MEDICAL CENTER & HOSP	5.05%
WAYNE MEMORIAL HOSPITAL	0.00%
WEST PENN ALLEGHENY GENERAL HOSP	1.37%
WEST VIRGINIA UNIV HOSPITALS, INC.	5.76%
WESTERN PENNSYLVANIA HOSPITAL	2.44%

*Psychiatric Units of Inpatient Hospitals*

ALBERT EINSTEIN MEDICAL CENTER	2.97%
BRADFORD REGIONAL MEDICAL CENTER	2.81%
CROZER CHESTER MEDICAL CENTER	2.02%
DIVINE PROVIDENCE HOSPITAL	3.30%
DUBOIS REGIONAL MEDICAL CENTER	2.52%
EAGLEVILLE HOSPITAL	1.74%
GEISINGER MEDICAL CENTER	2.06%
HIGHLANDS HOSPITAL & HEALTH CENTER	2.78%
INDIANA REGIONAL MEDICAL CENTER	0.00%
JAMESON MEMORIAL HOSPITAL	0.00%
J.C. BLAIR MEMORIAL HOSPITAL	1.63%

*Psychiatric Units of Inpatient Hospitals*

MERCY FITZGERALD	1.80%
MERCY HOSPITAL OF PHILADELPHIA	3.11%
MILLCREEK COMMUNITY HOSPITAL	3.02%
NPHS—GIRARD	2.98%
PENN PRESBYTERIAN MEDICAL CENTER	1.90%
PENNSYLVANIA HOSPITAL/UPHS	2.31%
SCHUYLKILL MED. CTR. SOUTH JACKSON	2.03%
SOLDIERS & SAILORS MEMORIAL HOSPITAL	2.47%
SUNBURY COMMUNITY HOSPITAL	1.94%
TEMPLE UNIVERSITY HOSPITAL	3.89%
THOMAS JEFFERSON UNIVERSITY & HOSP	1.75%
THS—HAHNEMANN UNIVERSITY HOSPITAL	2.76%
UPMC MERCY HOSPITAL	1.26%
UPMC PRESBYTERIAN SHADYSIDE	1.69%
WEST PENN ALLEGHENY GENERAL HOSPITAL	1.11%
WESTERN PENNSYLVANIA HOSPITAL	1.67%

*Drug and Alcohol Units of Acute Care Hospitals*

NPHS—ST. JOSEPH'S HOSPITAL	5.54%
PENN PRESBYTERIAN MEDICAL CENTER	1.95%
VALLEY FORGE MEDICAL CENTER & HOSP	3.63%

*Medical Rehab Units of Acute Care Hospitals*

ALBERT EINSTEIN MEDICAL CENTER	3.53%
ALFRED I. DUPONT INSTITUTE	5.65%
CHILDREN'S HOSPITAL OF PHILADELPHIA	5.29%
CROZER CHESTER MEDICAL CENTER	2.12%
DELAWARE COUNTY MEMORIAL HOSPITAL	1.41%
DUBOIS REGIONAL MEDICAL CENTER	2.87%
JAMESON MEMORIAL HOSPITAL	0.00%
MERCY FITZGERALD HOSPITAL	1.80%
SCHUYLKILL MED. CTR. SOUTH JACKSON	2.14%
TEMPLE UNIVERSITY HOSPITAL	4.88%
THOMAS JEFFERSON UNIVERSITY & HOSPITAL	1.73%
UNIVERSITY OF PENNA HOSPITAL	2.14%
UPMC MERCY HOSPITAL	1.00%
UPMC PRESBYTERIAN SHADYSIDE	1.64%

*Freestanding Rehab Hospitals*

CHILDREN'S HOME OF PITTSBURGH	10.00%
CHILDRENS INSTITUTE OF PITTSBURGH	6.33%

*Private Psychiatric Hospitals*

BELMONT CENTER FOR COMP. TREATMENT	3.97%
BROOKE GLEN BEHAVIORAL HEALTH	3.09%
CLARION PSYCHIATRIC CENTER	5.81%
DEVEREUX CHILDRENS BEHAV. HLTH	10.00%
FAIRMOUNT BEHAVIORAL HEALTH SYSTEM	4.70%
FIRST HOSPITAL WYOMING VALLEY	4.73%
FOUNDATIONS BEHAVIORAL HEALTH	5.27%
FRIENDS HOSPITAL	4.01%
HORSHAM PSYCHIATRIC HOSPITAL	4.15%
KIDSPACE HOSPITAL	7.48%
KIRKBRIDE CENTER	4.27%
MEADOWS PSYCHIATRIC CENTER	5.95%
MONTGOMERY COUNTY MH/MR ER SVS	4.90%
PHILHAVEN HOSPITAL	4.04%
ROXBURY PSYCHIATRIC HOSPITAL	1.00%
SOUTHWOOD PSYCHIATRIC HOSPITAL	9.00%

*Private Drug and Alcohol Hospitals*

EAGLEVILLE HOSPITAL	1.72%
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*B. Additional Disproportionate Share Payments*

Additional disproportionate share payments are made to inpatient facilities, with a Medicaid inpatient utilization rate of not less than 1%, which have provided

services to persons who have been determined to be low income by meeting the income and resource standards for the State's General Assistance Program.

The payment adjustments are paid directly proportional to the payment received for either general assistance recipients for all hospital services or Title XIX recipients, 21 years of age or older but under 65 years of age, for services rendered by institutions for mental diseases under the fee-for-service and capitation programs.

The following hospitals are eligible for this payment adjustment:

*Acute Care General Hospitals*

ABINGTON MEMORIAL HOSPITAL  
 ADVANCED SURGICAL HOSPITAL  
 ALBERT EINSTEIN MEDICAL CENTER  
 ALFRED I. DUPONT INSTITUTE  
 ALLE-KISKI MEDICAL CENTER  
 ALTOONA REGIONAL HEALTH SYSTEM  
 AMERICAN ONCOLOGIC HOSPITAL  
 ARIA HEALTH HOSPITAL  
 ARMSTRONG COUNTY MEMORIAL HOSPITAL  
 BARNES KASSON HOSPITAL  
 BLOOMSBURG HOSPITAL  
 BRADFORD REGIONAL MEDICAL CENTER  
 BRANDYWINE HOSPITAL  
 BROOKVILLE HOSPITAL  
 BRYN MAWR HOSPITAL  
 BUCKTAIL MEDICAL CENTER  
 BUTLER MEMORIAL HOSPITAL  
 CANONSBURG GENERAL HOSPITAL  
 CARLISLE HOSPITAL  
 CH HOSPITAL OF ALLENTOWN  
 CHAMBERSBURG HOSPITAL  
 CHARLES COLE MEMORIAL HOSPITAL  
 CHESTER COUNTY HOSPITAL  
 CHHS HOSP CO/CHESTNUT HILL HOSPITAL  
 CHILDREN'S HOSPITAL OF PHILADELPHIA  
 CHILDREN'S HOSPITAL OF PITTSBURGH  
 CHS—BERWICK HOSPITAL CENTER  
 CLARION HOSPITAL  
 CLEARFIELD HOSPITAL  
 COMMUNITY MEDICAL CENTER—SCRANTON  
 CONEMAUGH VALLEY MEMORIAL HOSPITAL  
 COORDINATED HEALTH ORTHOPEDIC HOSPITAL  
 CORRY MEMORIAL HOSPITAL  
 CROZER—CHESTER MEDICAL CENTER  
 DELAWARE COUNTY MEMORIAL  
 DIVINE PROVIDENCE HOSPITAL  
 DOYLESTOWN HOSPITAL  
 DUBOIS REGIONAL MEDICAL CENTER  
 EASTON HOSPITAL  
 EDGEWOOD SURGICAL HOSPITAL  
 ELK REGIONAL HEALTH CENTER  
 ELLWOOD CITY HOSPITAL  
 ENDLESS MOUNTAINS HEALTH SYSTEM  
 EPHRATA COMMUNITY HOSPITAL  
 EVANGELICAL COMMUNITY HOSPITAL  
 FRICK COMMUNITY HEALTH CENTER  
 FULTON COUNTY MEDICAL CENTER  
 GEISINGER MEDICAL CENTER  
 GEISINGER WYOMING MEDICAL CENTER  
 GETTYSBURG HOSPITAL  
 GNADEN HUETTEN MEMORIAL HOSPITAL  
 GOOD SAMARITAN HOSPITAL—LEBANON  
 GRAND VIEW HOSPITAL  
 GROVE CITY MEDICAL CENTER  
 HAMOT MEDICAL CENTER  
 HANOVER HOSPITAL  
 HAZLETON GENERAL HOSPITAL

HEART OF LANCASTER REGIONAL MEDICAL  
 CENTER  
 HERITAGE VALLEY BEAVER  
 HIGHLANDS HOSPITAL AND HEALTH CENTER  
 HOLY REDEEMER HOSPITAL  
 HOLY SPIRIT HOSPITAL  
 INDIANA REGIONAL MEDICAL CENTER  
 JAMESON MEMORIAL HOSPITAL  
 JC BLAIR HOSPITAL  
 JEANES HOSPITAL  
 JEFFERSON HEALTH SERVICES  
 JENNERSVILLE REGIONAL HOSPITAL  
 JERSEY SHORE HOSPITAL  
 KANE COMMUNITY HOSPITAL  
 KENSINGTON HOSPITAL  
 LANCASTER GENERAL HOSPITAL  
 LANCASTER REGIONAL MEDICAL CENTER  
 LANSDALE HOSPITAL  
 LATROBE AREA HOSPITAL  
 LEHIGH VALLEY HOSPITAL—MUHLENBERG  
 LEHIGH VALLEY HOSPITAL  
 LEWISTOWN HOSPITAL  
 LIFECARE HOSPITALS OF MECHANICSBURG  
 LIFECARE HOSPITALS OF PITTSBURGH  
 LIFECARE HOSPITALS OF PITTSBURGH—  
 MONROEVILLE  
 LOCK HAVEN HOSPITAL  
 LOWER BUCKS HOSPITAL  
 M S HERSHEY MEDICAL CENTER  
 MAGEE WOMEN'S HOSPITAL  
 MAIN LINE LANKENAU HOSPITAL  
 MARIAN COMMUNITY HOSPITAL  
 MEADVILLE MEDICAL CENTER  
 MEMORIAL HOSP—YORK  
 MEMORIAL HOSPITAL—TOWANDA  
 MERCY FITZGERALD  
 MERCY HOSPITAL OF PHILADELPHIA  
 MERCY SUBURBAN—NORRISTOWN  
 MEYERSDALE COMMUNITY HOSPITAL  
 MID VALLEY HOSPITAL  
 MILLCREEK COMMUNITY HOSPITAL  
 MINERS HOSPITAL OF NORTHERN CAMBRIA  
 MONONGAHELA VALLEY HOSPITAL  
 MONTGOMERY HOSPITAL MEDICAL CENTER  
 MOSES TAYLOR HOSPITAL  
 MOUNT NITTANY MEDICAL CENTER  
 MUNCY VALLEY HOSPITAL  
 NASON HOSPITAL  
 NAZARETH HOSPITAL  
 NPHS—ST. JOSEPH'S HOSPITAL  
 OHIO VALLEY GENERAL HOSPITAL  
 OSS ORTHOPAEDIC HOSPITAL  
 PALMERTON HOSPITAL  
 PAOLI MEMORIAL HOSPITAL  
 PENN PRESBYTERIAN MEDICAL CENTER  
 PENNSYLVANIA HOSPITAL/UPHS  
 PHOENIXVILLE HOSPITAL COMMUNITY  
 PHYSICIANS CARE SURGICAL HOSPITAL  
 PINNACLE HEALTH HOSPITALS  
 POCONO MEDICAL CENTER  
 POTTSTOWN MEMORIAL MEDICAL CENTER  
 PUNXSUTAWNEY AREA HOSPITAL  
 READING HOSPITAL AND MEDICAL CENTER  
 REGIONAL HOSPITAL OF SCRANTON  
 RIDDLE MEMORIAL HOSPITAL  
 ROBERT PACKER HOSPITAL  
 ROXBOROUGH MEMORIAL HOSPITAL  
 SACRED HEART HOSPITAL—ALLENTOWN  
 SAINT CATHERINE HOSPITAL OF PENNSYLVANIA

SCHUYLKILL MEDICAL CENTER EAST NORWEGIAN  
ST  
SCHUYLKILL MEDICAL CENTER SOUTH JACKSON  
ST  
SEWICKLEY VALLEY HOSPITAL  
SHAMOKIN AREA COMMUNITY HOSPITAL  
SHARON REGIONAL HEALTH SYSTEM  
SHRINERS HOSPITAL FOR CHILDREN  
SOLDIERS AND SAILORS MEMORIAL  
SOMERSET HOSPITAL  
SOUTHWEST REGIONAL MEDICAL CENTER  
SPECIAL CARE HOSPITAL  
ST. CLAIR MEMORIAL HOSPITAL  
ST. JOSEPH REGIONAL HEALTH NETWORK  
ST. LUKE'S HOSPITAL—ANDERSON CAMPUS  
ST. LUKE'S HOSPITAL—BETHLEHEM  
ST. LUKE'S HOSPITAL—QUAKERTOWN  
ST. LUKE'S MINERS MEMORIAL MEDICAL CENTER  
ST. MARY'S HOSPITAL  
ST. VINCENT HEALTH CENTER  
SUNBURY COMMUNITY HOSPITAL  
SURGICAL INSTITUTE OF READING  
TEMPLE UNIVERSITY HOSPITAL  
THOMAS JEFFERSON UNIVERSITY HOSPITAL  
THS—HAHNEMANN UNIVERSITY HOSPITAL  
THS—ST. CHRISTOPHER'S HOSPITAL  
TITUSVILLE AREA HOSPITAL  
TROY COMMUNITY HOSPITAL  
TYLER MEMORIAL HOSPITAL  
TYRONE HOSPITAL  
UNIONTOWN HOSPITAL  
UNIVERSITY OF PENNA HOSPITAL  
UPMC—BEDFORD MEMORIAL  
UPMC—HORIZON  
UPMC—MCKEESPORT  
UPMC MERCY HOSPITAL—PITTSBURGH  
UPMC—NORTHWEST MEDICAL CENTER  
UPMC—PASSAVANT  
UPMC—PRESBYTERIAN—SHADYSIDE  
UPMC—ST. MARGARET  
VALLEY FORGE MEDICAL CENTER AND HOSPITAL  
WARREN GENERAL HOSPITAL  
WASHINGTON HOSPITAL  
WAYNE MEMORIAL HOSPITAL  
WAYNESBORO HOSPITAL  
WEST VIRGINIA UNIV HOSPITALS, INC.  
WEST PENN—ALLEGHENY GENERAL HOSPITAL  
WESTERN PENN—FORBES REGIONAL CAMPUS  
WESTERN PENNSYLVANIA HOSPITAL  
WESTFIELD MEDICAL CENTER  
WESTMORELAND REGIONAL HOSPITAL  
WILKES BARRE GENERAL HOSPITAL  
WILLIAMSPORT HOSPITAL & MEDICAL CENTER  
WINDBER MEDICAL CENTER  
YORK HOSPITAL

*Psychiatric Units of Inpatient Hospitals*

ABINGTON MEMORIAL HOSPITAL  
ALBERT EINSTEIN MEDICAL CENTER  
ALLE—KISKI MEDICAL CENTER  
ALTOONA REGIONAL HEALTH SYSTEM  
ARIA HEALTH HOSPITAL  
ARMSTRONG COUNTY MEMORIAL HOSPITAL  
BLOOMSBURG HOSPITAL  
BRADFORD REGIONAL MEDICAL CENTER  
BRANDYWINE HOSPITAL  
BRYN MAWR HOSPITAL  
BUTLER MEMORIAL HOSPITAL  
CHAMBERSBURG HOSPITAL  
CHS BERWICK HOSPITAL CENTER

CLEARFIELD HOSPITAL  
COMMUNITY MEDICAL CENTER  
CONEMAUGH VALLEY MEMORIAL HOSPITAL  
CORRY MEMORIAL HOSPITAL  
CROZER—CHESTER MEDICAL CENTER  
DIVINE PROVIDENCE HOSPITAL  
DUBOIS REGIONAL MEDICAL CENTER  
EAGLEVILLE HOSPITAL  
ELK REGIONAL HEALTH CENTER  
EPHRATA COMMUNITY HOSPITAL  
GEISINGER MEDICAL CENTER  
GNADEN HUETTEN MEMORIAL HOSPITAL  
HERITAGE VALLEY BEAVER  
HIGHLANDS HOSPITAL & HEALTH CENTER  
HOLY SPIRIT HOSPITAL  
INDIANA REGIONAL MEDICAL CENTER  
J C BLAIR HOSPITAL  
JAMESON MEMORIAL HOSPITAL  
JEFFERSON HEALTH SERVICES  
LANCASTER GENERAL HOSPITAL  
LANCASTER REGIONAL MEDICAL CENTER  
LATROBE AREA HOSPITAL  
LEHIGH VALLEY HOSPITAL  
LEWISTOWN HOSPITAL  
LOWER BUCKS HOSPITAL  
MARIAN COMMUNITY HOSPITAL  
MEADVILLE MEDICAL CENTER  
MERCY FITZGERALD  
MERCY HOSPITAL OF PHILADELPHIA  
MILLCREEK COMMUNITY HOSPITAL  
MONONGAHELA VALLEY HOSPITAL  
MONTGOMERY HOSPITAL  
MOSES TAYLOR HOSPITAL  
MOUNT NITTANY MEDICAL CENTER  
NPHS—GIRARD  
OHIO VALLEY GENERAL HOSPITAL  
PALMERTON HOSPITAL  
PENN PRESBYTERIAN MED CENTER  
PENNSYLVANIA HOSPITAL—UPHS  
POCONO HOSPITAL  
POTTSTOWN MEMORIAL MEDICAL CENTER  
READING HOSPITAL  
ROBERT PACKER HOSPITAL  
SACRED HEART HOSPITAL—ALLENTOWN  
SAINT CATHERINE HOSPITAL OF PENNSYLVANIA  
SCHUYLKILL MEDICAL CENTER SOUTH JACKSON  
STREET  
SEWICKLEY VALLEY HOSPITAL  
SHAMOKIN AREA COMM HOSPITAL  
SHARON REGIONAL HEALTH SYSTEM  
SOLDIERS AND SAILORS MEMORIAL HOSPITAL  
SOMERSET HOSPITAL CENTER FOR HEALTH  
SOUTHWEST REGIONAL MEDICAL CENTER  
SPECIAL CARE HOSPITAL  
ST. CLAIR MEMORIAL HOSPITAL  
ST. LUKES HOSPITAL OF BETHLEHEM  
ST. LUKES HOSPITAL—QUAKERTOWN  
ST. VINCENT HEALTH CENTER  
SUNBURY COMMUNITY HOSPITAL  
TEMPLE UNIVERSITY HOSPITAL  
THOMAS JEFFERSON UNIVERSITY HOSPITAL  
THS—HAHNEMANN UNIVERSITY HOSPITAL  
UNIONTOWN HOSPITAL  
UPMC—MCKEESPORT  
UPMC—MERCY HOSPITAL  
UPMC—NORTHWEST MEDICAL CENTER  
UPMC PRESBYTERIAN SHADYSIDE  
WARREN GENERAL HOSPITAL  
WASHINGTON HOSPITAL  
WEST PENN—ALLEGHENY GENERAL HOSPITAL



WESTERN PENNSYLVANIA HOSPITAL  
 WESTERN PENN HOSPITAL—FORBES REGIONAL  
 CAMPUS  
 WESTMORELAND REGIONAL HOSPITAL  
 YORK HOSPITAL

*Drug and Alcohol Units of Inpatient Hospitals*

BELMONT CENTER FOR COMP. TREATMENT  
 BUTLER MEMORIAL HOSPITAL  
 MEADVILLE MEDICAL CENTER  
 NPHS—ST JOSEPH'S HOSPITAL  
 PENN PRESBYTERIAN MEDICAL CENTER  
 VALLEY FORGE MEDICAL CENTER AND HOSPITAL

*Medical Rehab Units of Inpatient Hospitals*

ALFRED I DUPONT INSTITUTE  
 ABINGTON MEMORIAL HOSPITAL  
 ALBERT EINSTEIN MEDICAL CENTER  
 CANONSBURG GENERAL HOSPITAL  
 CARLISLE REGIONAL MEDICAL CENTER  
 CHAMBERSBURG HOSPITAL  
 CHILDREN'S HOSPITAL OF PHILADELPHIA  
 CONEMAUGH VALLEY HOSPITAL  
 CROZER—CHESTER MEDICAL CENTER  
 DELAWARE COUNTY MEMORIAL HOSPITAL  
 DUBOIS REG MEDICAL CENTER  
 EASTON HOSPITAL  
 GEISINGER—WYOMING MEDICAL CENTER  
 GNADEN HUETTEN MEMORIAL HOSPITAL  
 GOOD SAMARITAN HOSPITAL—LEBANON  
 HANOVER HOSPITAL  
 HAZLETON GENERAL HOSPITAL  
 HERITAGE VALLEY BEAVER  
 INDIANA REGIONAL MEDICAL CENTER  
 JAMESON MEMORIAL HOSPITAL  
 JEFFERSON HEALTH SERVICES  
 LANCASTER GENERAL HOSPITAL  
 LANCASTER REGIONAL MEDICAL CENTER  
 MERCY FITZGERALD  
 MILTON S. HERSHEY MEDICAL CENTER  
 MONONGAHELA VALLEY HOSPITAL  
 NAZARETH HOSPITAL  
 OHIO VALLEY HOSPITAL  
 PINNACLE HEALTH HOSPITALS  
 READING HOSPITAL  
 SCHUYLKILL MEDICAL CENTER EAST NORWEGIAN  
 ST  
 SCHUYLKILL MEDICAL CENTER SOUTH JACKSON  
 ST  
 SEWICKLEY VALLEY HOSPITAL  
 ST. MARY'S HOSPITAL  
 ST. LUKES HOSPITAL OF BETHLEHEM  
 ST. VINCENT HEALTH CENTER  
 TEMPLE UNIVERSITY HOSPITAL  
 THOMAS JEFFERSON UNIVERSITY & HOSPITAL  
 UNIVERSITY OF PENNA HOSPITAL  
 UPMC—HORIZON  
 UPMC—MCKEESPORT  
 UPMC MERCY HOSPITAL—PITTSBURGH  
 UPMC—NORTHWEST MEDICAL CENTER  
 UPMC—PASSAVANT  
 UPMC—PRESBYTERIAN SHADYSIDE  
 UPMC—ST. MARGARET  
 WASHINGTON HOSPITAL  
 WESTERN PENNSYLVANIA HOSPITAL  
 WEST PENN HOSPITAL—FORBES REGIONAL  
 CAMPUS  
 WESTMORELAND HOSPITAL  
 WILLIAMSPORT HOSPITAL

*Freestanding Rehab Hospitals*

ALLIED SERVICES REHAB HOSPITAL  
 BRYN MAWR REHAB HOSPITAL  
 CHILDREN'S HOME OF PITTSBURGH  
 CHILDREN'S INSTITUTE OF PITTSBURGH  
 GOOD SHEPHERD REHAB HOSPITAL  
 HEALTH SOUTH HARMARVILLE  
 HEALTH SOUTH LAKE ERIE INSTITUTE REHAB  
 HEALTH SOUTH MECHANICSBURG REHAB  
 HEALTH SOUTH PENN STATE GEISENGER REHAB  
 HOSPITAL  
 HEALTH SOUTH READING REHAB HOSPITAL  
 HEALTH SOUTH REHAB HOSPITAL OF YORK  
 HEALTH SOUTH REHAB OF ALTOONA  
 HEALTH SOUTH REHAB OF NITTANY VALLEY  
 HEALTH SOUTH REHAB OF SEWICKLEY  
 JOHN HEINZ INSTITUTE  
 LANCASTER REHAB HOSPITAL  
 PENN STATE HERSHEY REHAB  
 MAGEE MEMORIAL REHAB HOSPITAL

*Private Psychiatric Hospitals*

BELMONT CENTER FOR COMP TREATMENT  
 BROOKE GLEN BEHAVIORAL HOSPITAL  
 CLARION PSYCHIATRIC CENTER  
 DEVEREUX CHILDRENS BEHAVIORAL HEALTH  
 CENTER  
 FAIRMOUNT BEHAVIORAL HEALTH SYSTEM  
 FIRST HOSPITAL WYOMING VALLEY  
 FOUNDATIONS BEHAVIORAL HEALTH  
 FRIENDS HOSPITAL  
 HAVEN BEHAVIORAL HOSPITAL OF EASTERN  
 PENNSYLVANIA  
 HORSHAM CLINIC  
 KIDSPACE HOSPITAL  
 KIRKBRIDE CENTER  
 MEADOWS PSYCHIATRIC CENTER  
 MONTGOMERY COUNTY EMERGENCY SERVICE, INC  
 PENNSYLVANIA PSYCH INSTITUTE  
 PHILHAVEN HOSPITAL  
 ROXBURY PSYCHIATRIC  
 SOUTHWOOD PSYCH HOSPITAL

*Private Drug and Alcohol Hospitals*

EAGLEVILLE HOSPITAL

*C. Additional Class of Disproportionate Share Payments*

Effective March 1, 1998, the Department established a new class of disproportionate share payments to hospitals which render uncompensated care and which the Department has determined are experiencing significant revenue loss as a result of MA program revisions under the act of May 16, 1996 (P. L. 175, No. 35).

Effective January 15, 1999, the Department established a new class of disproportionate share payments to include a Charity Care component of the Community Access Fund. A disproportionate share payment will be made to qualifying hospitals based on each hospital's percentage of charity care cost to the total charity care costs of all qualifying hospitals. The Department also established a disproportionate share payment for those hospitals which the Department has determined advanced its goal of enhanced access to multiple types of medical care in economically distressed areas of this Commonwealth.

The following hospitals qualify for this payment:

ALFRED I DUPONT INSTITUTE  
 ABINGTON MEMORIAL HOSPITAL  
 ALBERT EINSTEIN MEDICAL CENTER  
 ALTOONA REGIONAL HEALTH SYSTEMS  
 ARIA HEALTH HOSPITAL  
 BARNES KASSON HOSPITAL  
 CHARLES COLE MEMORIAL HOSPITAL  
 CHILDRENS HOSPITAL OF PHILADELPHIA  
 CLARION HOSPITAL  
 CLEARFIELD HOSPITAL  
 CROZER—CHESTER MEDICAL CENTER  
 DOYLESTOWN HOSPITAL  
 DUBOIS REGIONAL MEDICAL CENTER  
 EAGLEVILLE HOSPITAL  
 EASTON HOSPITAL  
 EVANGELICAL COMMUNITY HOSPITAL  
 FULTON COUNTY MEDICAL CENTER  
 GEISINGER MEDICAL CENTER  
 HAMOT MEDICAL CENTER  
 HAZLETON GENERAL HOSPITAL  
 INDIANA REGIONAL MEDICAL CENTER  
 J C BLAIR HOSPITAL  
 JAMESON MEMORIAL HOSPITAL  
 LEHIGH VALLEY HOSPITAL  
 LOCK HAVEN HOSPITAL  
 MAGEE WOMENS HOSPITAL  
 MAIN LINE LANKENAU HOSPITAL  
 MEADVILLE MEDICAL CENTER  
 MEMORIAL HOSPITAL—TOWANDA  
 MERCY FITZGERALD  
 MERCY HOSPITAL OF PHILADELPHIA  
 MILTON S. HERSHEY MEDICAL CENTER  
 NPHS—ST. JOSEPH'S HOSPITAL  
 PENN PRESBYTERIAN MEDICAL CENTER  
 PENNSYLVANIA HOSPITAL/UPHS  
 PUNXSUTAWNEY AREA HOSPITAL  
 READING HOSPITAL  
 SOLDIERS AND SAILORS MEMORIAL HOSPITAL  
 ST LUKES HOSPITAL OF BETHLEHEM  
 TEMPLE UNIVERSITY HOSPITAL  
 THOMAS JEFFERSON UNIVERSITY & HOSP  
 THS—HAHNEMANN HOSPITAL  
 TITUSVILLE AREA HOSPITAL  
 UNIVERSITY OF PENNA HOSPITAL  
 UPMC BEDFORD MEMORIAL  
 UPMC MERCY HOSPITAL  
 UPMC PRESBYTERIAN SHADYSIDE  
 VALLEY FORGE MEDICAL CENTER & HOSP  
 WAYNE MEMORIAL HOSPITAL  
 WEST PENN—ALLEGHENY GENERAL HOSPITAL  
 WEST VIRGINIA UNIV HOSPITALS, INC.  
 WESTERN PENNSYLVANIA  
 YORK HOSPITAL

*Public Comment*

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

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

GARY D. ALEXANDER,  
*Secretary*

**Fiscal Note:** 14-NOT-779. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1552. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Pharmacy Prior Authorization**

The Department of Public Welfare (Department) announces it will add Growth Factors to the Medical Assistance (MA) Program's list of services and items requiring prior authorization when designated as preferred on the Department's Preferred Drug List.

Section 443.6(b)(7) of the Public Welfare Code (62 P. S. § 443.6(b)(7)) authorizes the Department to add items and services to the list of services requiring prior authorization by publication of notice in the *Pennsylvania Bulletin*.

The MA Program will require prior authorization of all prescriptions for preferred Growth Factors dispensed on or after August 13, 2012.

The Department will issue an MA Bulletin to providers enrolled in the MA Program specifying the procedures for obtaining prior authorization of prescriptions for preferred Growth Factors.

*Fiscal Impact*

This prior authorization requirement is estimated to have no fiscal impact.

*Public Comment*

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

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

GARY D. ALEXANDER,  
*Secretary*

**Fiscal Note:** 14-NOT-780. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 12-1553. Filed for public inspection August 10, 2012, 9:00 a.m.]

**DEPARTMENT OF  
 REVENUE**

**Realty Transfer Tax; 2011 Common Level Ratio;  
 Real Estate Valuation Factors**

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board (Board) in 2011. These factors are the mathematical reciprocals of the actual common level ratio (CLR). For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 2012, to June 30, 2013, except as indicated as follows. The date

of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102).

<i>County</i>	<i>CLR Factor</i>
Adams	.85
Allegheny	1.17
Armstrong	2.40
Beaver	2.93
Bedford	1.28
Berks	1.28
Blair	5.99
Bradford	3.00
Bucks	9.26
Butler	5.88
Cambria	2.91
Cameron	2.31
Carbon	2.18
Centre	3.47
Chester	1.70
Clarion	2.89
Clearfield	4.95
Clinton	1.03
Columbia	3.60
Crawford	2.43
Cumberland	1.00
Dauphin	1.38
Delaware	1.39
Elk	2.16
Erie	1.18
Fayette	1.25
Forest	3.56
Franklin	7.04
Fulton	2.56
Greene	1.35
Huntingdon	3.72
Indiana	5.62
Jefferson	1.92
Juniata	5.43
Lackawanna	5.18
Lancaster	1.27
Lawrence	1.03
Lebanon	6.14
Lehigh	2.81
Luzerne	.91
Lycoming	1.25
McKean	1.11
Mercer	2.77
Mifflin	1.80
Monroe	5.15
Montgomery	1.61
Montour	1.16
Northampton	2.67
Northumberland	3.58
Perry	1.00
Philadelphia (1)	*3.97
Pike	4.05
Potter	2.73
Schuylkill	2.15
Snyder	4.83
Somerset	2.45
Sullivan	1.54
Susquehanna	3.06
Tioga	1.36
Union	1.20
Venango	1.06
Warren	2.80
Washington	6.80

<i>County</i>	<i>CLR Factor</i>
Wayne	1.19
Westmoreland	4.41
Wyoming	5.00
York	1.16

(1) CLR for 2010 was adjusted by the Department of Revenue to reflect the Board appeal decision issued on April 21, 2012.

\* CLR for 2011 has not yet been determined by the Board. The 2010 factor shown is tentative, pending Board certification of the 2011 factor.

DANIEL MEUSER,  
*Secretary*

[Pa.B. Doc. No. 12-1554. Filed for public inspection August 10, 2012, 9:00 a.m.]

## GAME COMMISSION

### Actions for Protection of Remaining Populations of Northern Long-Eared Bat, Tri-Colored Bat (Formerly Known as the Eastern Pipistrelle) and the Little Brown Bat; Request for Public Comment

The Game Commission (Commission) is considering actions to protect the current population of three cave-dwelling bat species in this Commonwealth.

This consideration is prompted by the outbreak and spread of white nose syndrome (WNS) in this Commonwealth and throughout the eastern United States. WNS is a fungal disease affecting bats during hibernation. WNS was first identified in this Commonwealth in December 2008 and by 2012 has spread across all regions of this Commonwealth. WNS has been confirmed in 23 counties and its presence is suspect in 7 counties. These counties include all the known major bat hibernacula in this Commonwealth. Massive mortalities of hibernating bats began in the 2009-2010 winter and have continued each winter.

The northern long-eared bat is a habitat specialist that inhabits caves, mines and tunnels in winter and forested habitats in summer. This bat hibernates with several other bat species but tends to be less gregarious than other *Myotis* species, hibernating singly or in small clusters. Comparative pre- and post-WNS hibernacula surveys show a 99% decline in northern long-eared bats in this Commonwealth since 2008. Summer mist-netting in 2011 showed a 93% increase in effort was required to capture this species as compared to pre-WNS.

The tri-colored bat, formerly known as the eastern pipistrelle, is one of the smaller and previously more common bats in this Commonwealth. Tri-colored bats are one of the first bats to enter caves, mines and tunnels for hibernation and one of the last to depart in spring, thus having the longest exposure to the WNS fungus each winter. This bat tends to be less social and does not hibernate in clusters. Comparative pre- and post-WNS hibernacula surveys show a 98% decline in tri-colored bats in this Commonwealth since 2008. Summer mist-netting in 2011 showed a 185% increase in effort was required to capture this species as compared to pre-WNS. This species also has been a significant component of bat mortalities associated with wind turbines.



Until recently the little brown bat was the most common (abundant and widely distributed) bat in this Commonwealth. This species inhabits caves, mines and tunnels in winter and trees, barns, attics and caves in summer. A very social animal the little brown bat gathers in caves, mines and tunnels in large clusters for winter hibernation. Massive mortalities of this species began to occur in the 2009-2010 winter. Comparative pre- and post-WNS hibernacula surveys show a 99% decline in little brown bats in these hibernacula since 2008. Summer mist-netting in 2011 showed a 463% increase in effort was required to capture this species as compared to pre-WNS. As with the tri-colored bat, little browns have also been a component of bat mortalities associated with wind turbines.

With precipitous population declines remaining individuals are critical to the preservation and restoration of the species in this Commonwealth. These three bat species clearly are in imminent danger and their numbers and distribution has been severely reduced. Research is ongoing to investigate the spread of bat deaths associated with WNS, and to develop management strategies to minimize the impacts of WNS on bat populations. Possible mitigation actions likely will include seasonal restrictions on timber cutting in close proximity to known maternity sites, protection of hibernacula, restrictions on winter hibernacula human entry and use, seasonal cur-

tailment of wind turbines in critical areas and others. Also considered is State listing of these bats as endangered. State listing does not have the same impact to projects undergoing environmental reviews as does Federal listing. State listing is a first step in avoiding Federal listing, which results in stringent conservation regulations. It is anticipated and proposed that protective, avoidance and enhancement guidelines will have a high focus on hibernacula to promote survivorship, summer maternity sites to enhance reproduction and activities known to take the species. Since this is a unique issue dealing with once very common species, it will be necessary to essentially begin anew in collecting summer records for these species.

The Commission will take written public comment on the various proposals outlined previously, as well as any other comments on protective measures for these three bats, postmarked within 30 days of publication in the *Pennsylvania Bulletin*, addressed to Calvin DuBrock, Director, Wildlife Management, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110.

CARL G. ROE,  
*Executive Director*

[Pa.B. Doc. No. 12-1555. Filed for public inspection August 10, 2012, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
7-460	Environmental Quality Board Noncoal Mining Fees	7/26/12	8/16/12

SILVAN B. LUTKEWITTE, III,  
*Chairperson*

[Pa.B. Doc. No. 12-1556. Filed for public inspection August 10, 2012, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Blue Cross of Northeastern Pennsylvania; Proposed Rate Increase for the Special Care Program; Rate Filing

Blue Cross of Northeastern Pennsylvania submitted a filing requesting the Insurance Department's (Department) approval to increase the monthly rates by 9.9% for the Blue Cross Special Care Program effective January 1, 2013. The estimated additional revenue generated from this rate increase is \$600,000 and requires a contribution from company surplus of approximately \$8,200,000. The projected average number of members per month during the January 1, 2013, through December 31, 2013, period is approximately 6,200 members.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1557. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Coventry Health and Life Insurance, d/b/a HealthAmerica; Preferred Provider Organization and Coordinated Care PPO; Rate Filing**

On July 19, 2012, Coventry Health and Life Insurance submitted a rate filing to increase the premium rates for the Preferred Provider Organization and Coordinated Care PPO Products. The filing proposes a rate increase of 13.0% and will affect approximately 700 members. The proposed rate increase will generate approximately \$70,000 of additional annual revenue. The requested effective date of the change is October 1, 2012.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [csandersjo@pa.gov](mailto:csandersjo@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1558. Filed for public inspection August 10, 2012, 9:00 a.m.]

**HealthAssurance Pennsylvania, Inc.; Preferred Provider Organization and Coordinated Care PPO; Rate Filing**

On July 19, 2012, HealthAssurance Pennsylvania, Inc. submitted a rate filing to increase the premium rates for the PPO and CCPPO Products for employers in the small group market. The filing proposes a rate increase of 13.0% and will affect approximately 80,000 members. The proposed rate increase will generate approximately \$7.1 million of additional annual revenue. The requested effective date of the change is October 1, 2012.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA

17120, [csandersjo@pa.gov](mailto:csandersjo@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1559. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Hospital Plan (Western Region); Rate Filing**

On July 25, 2012, Highmark Blue Cross Blue Shield submitted a rate filing (1A-CPE-12-HBCBS) to increase the rates for the Direct Pay ClassicBlue Hospital Plan (Western Region) product by 9.4%. This will affect approximately 840 subscribers and will produce additional annual premium income of \$456,000. The requested effective date is January 1, 2013.

Unless formal administrative action is taken prior to November 23, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection by appointment during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to James Sabater, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, [jsabater@pa.gov](mailto:jsabater@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1560. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Major Medical Plan (Western Region); Rate Filing**

On July 25, 2012, Highmark Blue Cross Blue Shield submitted a rate filing (1A-PMM-12-HBCBS) to increase the rates for the Direct Pay ClassicBlue Major Medical Plan (Western Region) product by 9.4%. This will affect approximately 630 subscribers and will produce additional annual premium income of \$132,000. The requested effective date is January 1, 2013.

Unless formal administrative action is taken prior to November 23, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection by appointment during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to James Sabater, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, jsabater@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1561. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Direct Pay Guaranteed Issue PPO High Deductible Health Plan (Western Region); Rate Filing**

On July 25, 2012, Highmark Blue Cross Blue Shield submitted a rate filing (1A-HDHP/WDP/GI-12-HBCBS) to increase the rates for the Direct Pay Guaranteed Issue PPO High Deductible Health Plan (Western Region) product by 9.5%. This will affect approximately 1,100 subscribers and will produce additional annual premium income of \$948,000. The requested effective date is January 1, 2013.

Unless formal administrative action is taken prior to November 23, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection by appointment during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to James Sabater, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, jsabater@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1562. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark Blue Cross Blue Shield; Guaranteed Issue PreferredBlue Individual PPO (Western Region); Rate Filing**

By filing No. 1A-GI INGPPPO-12-HBCBS, Highmark, Inc. (Western Region) requests approval to increase the premium rates for its Guaranteed Issue PreferredBlue Individual PPO. The filing requests an average increase of about 9.5% or \$67.88 per contract per month. This filing will affect approximately 5,100 contract holders and will produce additional income of about \$4.18 million annually. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cheri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1563. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark Blue Shield; ClassicBlue Hospital, Medical/Surgical and Major Medical Plans (Central Region); Rate Filing**

By filing No. 1A-CMM-12-HBS, Highmark, Inc., d/b/a Highmark Blue Shield, requests approval to adjust rates for its ClassicBlue Comprehensive Major Medical Plan. The average requested rate increase is 9.5% or \$54.84 per contract per month. The proposed rate increase would affect approximately 5,000 contract holders and would produce additional revenue of about \$3.3 million annually. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1564. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark Blue Shield; ClassicBlue Hospital, Medical/Surgical and Major Medical Plans (Central Region); Rate Filing**

By filing No. 1A-TRAD-12-HBS, Highmark, Inc., d/b/a Highmark Blue Shield, requests approval to adjust rates for its ClassicBlue Hospital, Medical/Surgical and Major Medical Plans. The average requested rate increase is 9.4% or \$84.30 per contract per month. The proposed rate



increase would affect approximately 63 contract holders and would produce additional revenue of about \$63,600 annually. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [rmathur@pa.gov](mailto:rmathur@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1565. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Highmark Blue Shield; Direct Pay Guaranteed Issue PPO High Deductible Health Plans (Central Region); Rate Filing

By filing No. 1A-HDHP/CDP/GI-12-HBS, Highmark, Inc., d/b/a Highmark Blue Shield, requests approval to adjust rates for its Direct Pay Guaranteed Issue PPO High Deductible Health Plan. The average requested rate increase is 9.5% or \$62.54 per contract per month. The proposed rate increase would affect approximately 1,200 contract holders and would produce additional revenue of about \$876,000 annually. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [rmathur@pa.gov](mailto:rmathur@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1566. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Highmark, Inc. Filing No. 1A-SCMS-12-HI; Request for Approval to Increase Rates for Special Care Medical Surgical Plans; Rate Filing

By filing No. 1A-SCMS-12-HI, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield and Highmark Blue Shield, requests approval to revise premium rates for its Special Care Medical/Surgical programs in the Central, Western, Southeastern and Northeastern Pennsylvania regions.

Highmark is requesting a 9.5% increase in Central Pennsylvania. This will affect 4,100 contracts and generate an additional \$28,000 per month in premium.

Highmark is requesting a 9.5% increase in Western Pennsylvania. This will affect 11,000 contracts and generate an additional \$86,000 per month in premium.

Highmark is requesting a 9.5% increase in Southeastern Pennsylvania. This will affect 7,200 contracts and generate an additional \$53,000 per month in premium.

Highmark is requesting a 9.5% increase in Northeastern Pennsylvania. This will affect 5,500 contracts and generate an additional \$39,000 per month in premium.

The filing requests an average increase of 9.5% or \$7.40 per contract per month. This will affect about 27,800 contract holders in total and produce an additional premium income of about \$206,000 per month. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 24, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1567. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Highmark, Inc. Filing No. 1A-SSC-12-HBCBS; Request for Approval to Increase Rates for the Direct Pay Special Care Hospital Plans (Western Region); Rate Filing

By filing No. 1A-SSC-12-HBCBS, Highmark, Inc., d/b/a Highmark Blue Shield requests approval to revise premium rates for its Direct Pay Special Care Hospital Plan in the Western Pennsylvania region.

Highmark is requesting a 9.5% increase or \$13.52 per contract per month. This will affect 11,000 contracts and generate an additional \$149,000 per month in premium. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1568. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Highmark, Inc. Filing No. 1A-SSC-12-HBS; Request for Approval to Increase Rates for the Direct Pay Special Care Hospital Plans (Central Region); Rate Filing**

By filing No. 1A-SSC-12-HBS, Highmark, Inc., d/b/a Highmark Blue Shield requests approval to revise premium rates for its Direct Pay Special Care Hospital Plan in the Central Pennsylvania region.

Highmark is requesting a 9.5% increase or \$12.15 per contract per month. This will affect 4,100 contracts and generate an additional \$50,000 per month in premium. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1569. Filed for public inspection August 10, 2012, 9:00 a.m.]

**John Hancock Life Insurance Company; Proposed Rate Increase for Several LTC Forms; Rate Filing**

John Hancock Life Insurance Company is requesting approval to increase the premium an aggregate 18.7% on the following individual LTC forms: LTC-PA-91, NH-PA-91, LTC-94 PA, LTC-94 PA 2/95, NH-94 PA, NH-94 PA 2/95, LTC-96 PA 9/96, LTC-96 PA 6/98, LTC-98FR PA 6/98, LTC-96CL PA 9/96, NH-99 PA 4/99, NH-99FR PA 4/99, LTC2000 PA 4/00, LTC-02 PA, BSC-02 PA, LTC-02FR PA and BSC-02FR PA. The increase will only apply to policies without the simple or compound inflation riders. The increase will affect 3,298 Commonwealth policyholders.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1570. Filed for public inspection August 10, 2012, 9:00 a.m.]

**Keystone Health Plan West; Individual Conversion; Rate Filing**

On July 24, 2012, Keystone Health Plan West submitted a rate filing (1-CONV-12-KHPW) to increase the premium rates for the Conversion Product. The filing proposes a rate increase of 9.5% or \$43.65 per contract per month for the medical benefit and an increase of 9.4% or \$6.55 per contract per month for the pharmacy. This filing will generate approximately \$516,000 of additional annual revenue and will affect approximately 925 contract holders. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA

17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1571. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Keystone Health Plan West; KeystoneBlue for Kids; Rate Filing

On July 24, 2012, Keystone Health Plan West submitted a rate filing (1A-CHK-12-KHPW) to increase the premium rates for the Direct Pay KeystoneBlue for Kids Plan. The filing proposes a rate increase of about 9.5% or \$13.72 per member per month and will affect approximately 600 members. The proposed rate increase will generate approximately \$108,000 of additional annual revenue. The requested effective date of the change is January 1, 2013.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1572. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Provident Life and Accident Insurance Company; Proposed Multi-Step Rate Increase for Several LTC Forms; Rate Filing

Provident Life and Accident Insurance Company is requesting approval to increase the premium on the following individual LTC forms: RLTC03, RLTCP03, LTC03, LTCP03 and LTCT03. The requested increase would be accomplished over 3 years with the first increase of 30%, a second increase 1 year later of 25% and a final increase of 25% implemented 1 year after the second increase. The increase will affect 439 policyholders in this Commonwealth.

Unless formal administrative action is taken prior to October 25, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on the link "PA Bulletin."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written 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. 12-1573. Filed for public inspection August 10, 2012, 9:00 a.m.]

### The Travelers Home and Marine Insurance Company; TravCo Insurance Company; Private Passenger Automobile; Rate Revision

On July 26, 2012, the Insurance Department (Department) received from The Travelers Home and Marine Insurance Company and TravCo Insurance Company a filing for rate level changes for private passenger automobile insurance.

The companies request an overall 5.29% increase, amounting to \$13,392,210, to be effective October 26, 2012. This overall figure represents an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to September 24, 2012, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). Under the tab "How to Find . . ." click on "PA Bulletin."

Interested parties are invited to submit written comments regarding the filing to Michael McKenney, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, mmckenney@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1574. Filed for public inspection August 10, 2012, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The Liquor Control Board seeks the following new sites:

Montgomery County, Wine & Spirits Store # 4602, Ardmore, PA 19003

*Lease expiration date:* August 31, 2012

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 18,000 net useable square feet of new or existing retail commercial space within a 0.50-mile radius of the intersection of Route 30 and Greenfield Avenue in Ardmore, PA.

*Proposals due:* August 31, 2012, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Region #1, 7116 Ridge Avenue, Philadelphia, PA 19128-3250  
**Contact:** Henry Blocker, Jr., (215) 482-9670, hblocker@pa.gov



Montgomery County, Wine & Spirits Store # 4606, Maple Glen, PA 19002

*Lease expiration date:* May 31, 2017

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 to 10,000 net useable square feet of new or existing retail commercial space within a 1-mile radius of the intersection of Route 63 and Norristown Road in Horsham Township, PA.

*Proposals due:* August 31, 2012, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Region #1, 7116 Ridge Avenue, Philadelphia, PA 19128-3250  
**Contact:** Henry Blocker, Jr., (215) 482-9670, hblocker@pa.gov

Philadelphia County, Wine & Spirits Store # (TBD) (New Store), Philadelphia, PA

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 8,000 net useable square feet of new or existing retail commercial space within a 0.50-mile radius of the intersection of North Broad Street and Oxford Street in Philadelphia, PA.

*Proposals due:* August 31, 2012, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Region #1, 7116 Ridge Avenue, Philadelphia, PA 19128-3250  
**Contact:** Henry Blocker, Jr., (215) 482-9670, hblocker@pa.gov

Philadelphia County, Wine & Spirits Store # (TBD) (New Store), Philadelphia, PA

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 9,000 net useable square feet of new or existing retail commercial space within a 0.75-mile radius of Broad Street and Walnut Street in Philadelphia, PA.

*Proposals due:* August 31, 2012, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Region #1, 7116 Ridge Avenue, Philadelphia, PA 19128-3250  
**Contact:** Henry Blocker, Jr., (215) 482-9670, hblocker@pa.gov

JOSEPH E. BRION,  
*Chairperson*

[Pa.B. Doc. No. 12-1575. Filed for public inspection August 10, 2012, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Indirect Transfer of Control

**A-2012-2316621; A-2012-2316622; A-2012-2316623; A-2012-2316624; A-2012-2316625; A-2012-2316557. Broadview Networks, Inc., Broadview NP Acquisition Corporation, ATX Licensing, Inc., Bridgecom International, Inc., Eureka Telecom, Inc. and A.R.C. Networks, Inc.** Joint application of Broadview Networks, Inc., Broadview NP Acquisition Corporation, ATX Licens-

ing, Inc., Bridgecom International, Inc., Eureka Telecom, Inc. and A.R.C. Networks, Inc. for approval of an indirect transfer of control.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 27, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* Broadview Networks, Inc., Broadview NP Acquisition Corporation, ATX Licensing, Inc., Bridgecom International, Inc., Eureka Telecom, Inc. and A.R.C. Networks Inc.

*Through and By Counsel:* Catherine Wang, Esquire, Danielle Burt, Esquire, Bingham McCutchen, LLP, 2020 K Street NW, Washington DC 20006-1806

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1576. Filed for public inspection August 10, 2012, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by August 27, 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.

**Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.**

**A-2012-2301492. Palmerton Community Ambulance Association** (P. O. Box 2, 501 Delaware Avenue, Palmerton, Carbon County, PA 18071)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Carbon, Lehigh, Monroe, Northampton and Schuylkill, to points in Pennsylvania, and return.

**A-2012-2301506. Bonnie L. Anderson** (P. O. Box 178, 2478 Route 35 South, East Waterford, Juniata County, PA 17021)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Center, Dauphin, Lancaster, Northumberland and Perry, to points in Pennsylvania, and return.

**A-2012-2301707. Airport Limousine Service, Inc., t/a Freedom Transportation** (1825 Liverpool Street, Pittsburgh, Allegheny County, PA 15233)—persons, in paratransit service, from points in Allegheny County to points in the Counties of Beaver, Butler, Fayette, Greene, Lawrence, Mercer, Washington and Westmoreland, and return. *Attorney:* Paul S. Guarnieri, Malone, Middleman, P.C., 117 VIP Drive, Northridge Office Plaza, Suite 320, Wexford, PA 15090.

**A-2012-2302918. Eminent Medical Transport, Inc.** (61 Morton Avenue, Morton PA 19070) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Montgomery, Bucks, Delaware, Chester and Philadelphia, to points in Pennsylvania and return. *Attorney:* Dave P. Temple, Esquire, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

**A-2012-2304150. William H. Judy, Sr.** (240 Spain Road, Herndon, Dauphin County, PA 17830)—persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Dauphin, Northumberland and Schuylkill, to points in Pennsylvania, and return.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under each application.**

**A-2012-2302016. Big Brother Little Brother Enterprises, LLC** (2249 North Broad Street, Philadelphia, PA 19132)—household goods in use, between points in Pennsylvania.

**A-2012-2303135. Sharp Moving and Transport, LLC** (11155 Silverthorn Road, Edinboro, Erie County, PA 16412)—a limited liability corporation of the Commonwealth of Pennsylvania—household goods in use, from points in Erie County to points in Pennsylvania; and vice versa. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

**A-2012-2303500. Jared R. Fetrow, t/d/b/a Moving Made Awesome** (2853 Robin Road, York, PA 17404) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, from points in York County, to points in Pennsylvania.

**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-2012-2307983. Ruth T. and Clarence N. Kauffman, Tenants by Entirety, t/d/b/a Kauffman Transport** (483 Deer Run Drive, McAlisterville, Juniata County, PA 17049)—discontinuance of service—persons, in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Juniata and Mifflin, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1577. Filed for public inspection August 10, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2316802. Verizon North, LLC and Cellco Partnership.** Joint petition of Verizon North, LLC and Cellco Partnership for approval of amendment No. 4 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Cellco Partnership, by its counsel, filed on July 27, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 4 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 Verizon North, LLC and Cellco Partnership 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. 12-1578. Filed for public inspection August 10, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2316779. Verizon North, LLC and T-Mobile Northeast, LLC.** Joint petition of Verizon North, LLC and T-Mobile Northeast, LLC for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and T-Mobile Northeast, LLC, by its counsel, filed on July 27, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 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 Verizon North, LLC and T-Mobile Northeast, 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. 12-1579. Filed for public inspection August 10, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2315790. Verizon North, LLC and Vista PCS, LLC.** Joint petition of Verizon North, LLC and Vista PCS, LLC for approval of amendment No. 1 to the

interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Vista PCS, LLC, by its counsel, filed on July 24, 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 Verizon North, LLC and Vista PCS, 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. 12-1580. Filed for public inspection August 10, 2012, 9:00 a.m.]

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### Telecommunications

**A-2012-2316800. Verizon Pennsylvania, Inc. and Celco Partnership.** Joint petition of Verizon Pennsylvania, Inc. and Celco Partnership for approval of amendment No. 4 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Celco Partnership, by its counsel, filed on July 27, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 4 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 Verizon Pennsylvania, Inc. and Celco Partnership 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. 12-1581. Filed for public inspection August 10, 2012, 9:00 a.m.]

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### Telecommunications

**A-2012-2316577. Verizon Pennsylvania, Inc. and T-Mobile Northeast, LLC.** Joint petition of Verizon Pennsylvania, Inc. and T-Mobile Northeast, LLC for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and T-Mobile Northeast, LLC, by its counsel, filed on July 27, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 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 Verizon Pennsylvania, Inc. and T-Mobile Northeast, 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. 12-1582. Filed for public inspection August 10, 2012, 9:00 a.m.]

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### Telecommunications

**A-2012-2315770. Verizon Pennsylvania, Inc. and Vista PCS, LLC.** Joint petition of Verizon Pennsylvania, Inc. and Vista PCS, LLC for approval of amendment No. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Vista PCS, LLC, by its counsel, filed on July 24, 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 Verizon Pennsylvania, Inc. and Vista PCS, 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. 12-1583. Filed for public inspection August 10, 2012, 9:00 a.m.]

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### Water Service

**A-2012-2285320. Pennsylvania American Water Company.** Amended application of Pennsylvania American Water Company for approval of the: 1) transfer by sale of the water works property and rights of the Paint Township Municipal Water Authority to Pennsylvania American Water; and 2) the beginning by Pennsylvania American Water of water serviced to the public in a portion of Paint Township, Clarion County, presently being served by the Paint Township Municipal Water Authority.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 27, 2012. The documents filed in support of the application are available for



inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

*Applicant:* Pennsylvania American Water Company

*Through and By Counsel:* Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1584. Filed for public inspection August 10, 2012, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant. The company has applied to transfer the rights held by Jaydan, Inc. (CPC No. 1010643-01, Medallion P-1588) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**A-12-07-03. Pooni Cab Co.**, 101 South Pennock Street, Upper Darby, PA 19082 registered with the Commonwealth on July 18, 1994.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by August 27, 2012. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-1585. Filed for public inspection August 10, 2012, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Dirt and Gravel Roads Pollution Prevention Maintenance Program

As required by 25 Pa. Code § 83.604(f) (relating to apportionment criteria), the State Conservation Commission (Commission) is providing public notice of the apportionment of Fiscal Year (FY) 2012-2013 Dirt and Gravel

Road Pollution Prevention Maintenance Program funds to participating County Conservation Districts. This apportionment is authorized under 75 Pa.C.S. § 9106 (relating to dirt and gravel road maintenance).

#### A. Effective Date

This apportionment is effective upon publication in the *Pennsylvania Bulletin*. Allocations will be disbursed when funds are released from the Treasury after July 1, 2012.

#### B. Background

The Commission approved the following allocations at their public meeting on May 15, 2012: \$3,528,000 of FY 2012-2013 funds are apportioned according to stipulations in 75 Pa.C.S. § 9106(c). Copies of the referenced statement of policy in 25 Pa. Code § 83.604 and 75 Pa.C.S. § 9106 are available from Karen Books at the State Conservation Commission Office, Room 310, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-8821.

The following allocations are being made to the County Conservation Districts participating in the program. Not all counties receive an allocation as provided for at 25 Pa. Code § 83.613(a) (relating to performance standards). Listed alphabetically, the allocations are:

<i>District</i>	<i>FY 2012-13 Allocations</i>	<i>District</i>	<i>FY 2012-13 Allocations</i>
1 Adams	\$ 18,333	1 Lawrence	\$ 18,333
Allegheny	\$ -	1 Lebanon	\$ 18,333
Armstrong	\$ 158,347	3 Lehigh	\$ -
1 Beaver	\$ 18,333	Luzerne	\$ 34,140
Bedford	\$ 50,211	Lycoming	\$ 85,150
1 Berks	\$ 18,333	McKean	\$ 31,583
Blair	\$ 20,366	Mercer	\$ 43,549
2 Bradford	\$ 290,291	Mifflin	\$ 20,405
Bucks	\$ 18,966	3 Monroe	\$ -
3 Butler	\$ -	1 Montgomery	\$ 18,333
Cambria	\$ 18,465	Montour	\$ 19,402
Cameron	\$ 25,976	3 Northampton	\$ -
Carbon	\$ 22,130	Northumberland	\$ 42,597
Centre	\$ 29,295	Perry	\$ 33,543
Chester	\$ 19,151	Pike	\$ 35,289
Clarion	\$ 69,108	Potter	\$ 152,197
Clearfield	\$ 68,845	Schuylkill	\$ 42,084
Clinton	\$ 31,599	Snyder	\$ 25,451
Columbia	\$ 79,253	Somerset	\$ 49,024
Crawford	\$ 153,676	Sullivan	\$ 72,605
1 Cumberland	\$ 18,333	2 Susquehanna	\$ 229,399
Dauphin	\$ 21,328	Tioga	\$ 248,101
Elk	\$ 28,449	Union	\$ 21,958
Erie	\$ 60,535	Venango	\$ 89,995
Fayette	\$ 38,223	Warren	\$ 147,578
Forest	\$ 21,091	Washington	\$ 73,062
Franklin	\$ 18,520	Wayne	\$ 105,792
Fulton	\$ 28,446	Westmoreland	\$ 29,417
Greene	\$ 67,079	Wyoming	\$ 58,466
Huntingdon	\$ 61,983	York	\$ 83,535
Indiana	\$ 95,312	<b>TOTAL</b>	<b>\$3,528,000</b>
Jefferson	\$ 56,056		
Juniata	\$ 26,130		
Lackawanna	\$ 27,505		
Lancaster	\$ 19,011		

#### Notes:

- 1: minimum allocation (\$18,333 for FY 2012-13)
- 2: impacted by phasing to maximum allocation cap of \$275,000
- 3: spending requirements not met

MICHAEL L. KRANCER,  
*Chairperson*

[Pa.B. Doc. No. 12-1586. Filed for public inspection August 10, 2012, 9:00 a.m.]

# STATE EMPLOYEES' RETIREMENT BOARD

## Hearings Scheduled

The following hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of Claimants, requests concerning the indicated accounts.

The hearings will be held before a hearing officer at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

September 10, 2012	Robert D. Mull Benefit Recalculation	1 p.m.
September 19, 2012	Leona C. Caviston (D) Death Benefit	10 a.m.

Parties in each respective case 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 Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

DAVID E. DURBIN,  
*Secretary*

[Pa.B. Doc. No. 12-1587. Filed for public inspection August 10, 2012, 9:00 a.m.]







