

# NOTICES

## BOARD OF COAL MINE SAFETY

### Meeting Cancellation

The Board of Coal Mine Safety has cancelled its meeting scheduled for September 18, 2012. The next meeting will be held on December 11, 2012, at 10 a.m. at the Department of Environmental Protection Bureau of Mine Safety Mine Rescue Facility, 286 Industrial Park Road, Ebensburg, PA.

Questions concerning the meetings can be directed to Allison D. Gaida at (724) 439-7289 or agaida@pa.gov.

The agenda and meeting materials for the meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.dep.state.pa.us> (DEP Key-words: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Allison Gaida directly at (724) 439-7289 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,  
*Chairperson*

[Pa.B. Doc. No. 12-1600. Filed for public inspection August 17, 2012, 9:00 a.m.]

## DEPARTMENT OF BANKING

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of September 2012

The Department of Banking (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of September, 2012, is 4 1/2%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 1.88 to which was added 2.50 percentage points for a total of 4.38 that by law is rounded off to the nearest quarter at 4 1/2%.

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 12-1601. Filed for public inspection August 17, 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>
PA0044270 (Sewage)	Keystone MHP STP 5230 Keystone Road Laurys Station, PA 18059	Lehigh County North Whitehall Township	Lehigh River (2-C)	Y
PA0063592 (Sewage)	Gilberton Borough Main Street Maizeville Gilberton, PA 17934	Schuylkill County Gilberton Borough	Little Mahanoy Creek (6-B)	Y
PA0034118 (Sewage)	Jack Frost Mountain STP 110 Jack Mountain Road Blakeslee, PA 18610	Carbon County Kidder Township	Porter Run (2-A)	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>
PA0080616 (Sew) Transfer	Pleasant Valley Rentals, LLC (Mountain View Mobile Home Park) 6551 Guitner Road Greencastle, PA 17225	Adams County / Reading Township	Conewago Creek / 7-F	Y

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

<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>
PA0115321 (non-municipal)	Eric J Pennington 95 Horn Road Cogan Station, PA 17728	Lycoming County Lycoming Township	Little Gap Run (10-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>
PA0238601 (Sewage)	Sutton MHP McGregor Road Butler, PA 16001	Butler County Clay Township	Unnamed Tributary to Glade Run (20-C)	Y

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

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

**PA0026476**, Sewage, SIC Code 4952, **Coaldale-Lansford-Summit Hill Sewer Authority**, 162 W Ridge Street, Lansford, PA 18232-1310. Facility Name: Coaldale Lansford Summit Hill Sewer Authority. This existing facility is located in Coaldale Borough, **Schuylkill 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 Panther Creek is located in State Water Plan watershed 3-A and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Pottstown Borough Water Authority is located on the Schuylkill River 60 miles below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.65 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	Inst Min	.9	XXX	2.2
CBOD <sub>5</sub>	340	550	XXX	25.0	40.0	50.0
Total Suspended Solids	410	620	XXX	30.0	45.0	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

Point sources 002—007 serve as combined sewer reliefs necessitated by stormwater entering the sewer system and exceeding the hydraulic capacity of the sewers and/or the treatment plant. In accordance with the Department of Environmental Protection's EPA approved CSO strategy, a special permit requirement is included in Part C of this permit.

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

Management and Control of Combined Sewer Overflows.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

**PA0063568**, Industrial Waste, SIC Code 4941, **Northampton Borough Municipal Authority**, 1 Clear Springs Drive, PO Box 156, Northampton, PA 18067-0156. Facility Name: Northampton Borough Municipal Authority Water Treatment Plant. This existing facility is located in North Whitehall Township, Lehigh County. The discharge point is located in Whitehall Township, **Lehigh 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, Spring Creek, is located in State Water Plan watershed 2-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.150 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.22	0.52	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids	XXX	XXX	XXX	30	60	XXX
Total Aluminum	XXX	XXX	XXX	0.98	2.0	XXX
Total Iron	XXX	XXX	XXX	2.0	4.0	XXX
Total Manganese	XXX	XXX	XXX	1.0	2.0	XXX

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

- Chemical Additives

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

**PA0060372**, Sewage, SIC Code 4952, **Factoryville Borough and Clinton Township Joint Municipal Sewer Authority**, 161 College Avenue, P. O. Box 277, Factoryville, PA 18419-0277. Facility Name: Factoryville Borough and Clinton Township WWTP. This existing facility is located in Clinton Township, **Wyoming 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, South Branch Tunkhannock Creek, is located in State Water Plan watershed 04F and is classified for Trout Stocking (TSF), 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 0.185 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	38.6	61.7	XXX	25.0	40.0	50.0
Total Suspended Solids	46.3	69.4	XXX	30.0	45.0	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10000

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	Report	7,306			
Net Total Phosphorus	Report	974			

\* 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.

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

- Chesapeake Bay Nutrient Requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

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

**Application No. PA0247685**, Concentrated Animal Feeding Operation (CAFO), **Rohrer Dairy Farms, LLC**, 124 Charlestown Road, Washington Boro, PA 17582.

Rohrer Dairy Farms, LLC has submitted an application for an Individual NPDES permit for an existing CAFO known as the Rohrer Dairy Farm, located at 124 Charlestown Road, Washington Boro, PA 17582 in Manor Township, **Lancaster County**.

The CAFO is situated near a Stamans Run in Watershed 7-J, which is classified for warm water fishery. The CAFO is designed to maintain an animal population of approximately 2,236.5 animal equivalent units (AEUs) consisting of 1,160 dairy cows, and 1180 heifers/calves. Manure is collected in 3 concrete underneath storages, slurrystore and penpack with some pasturing. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

**PA0081388**, Sewage, SIC Code 6515, **Barkas, Inc.**, 14871 Mount Olivet Road, Stewartstown, PA 17363. Facility Name: Windy Brae Mobile Home Park. This existing facility is located in North Hopewell Township, **York 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, Unnamed Tributary of East Branch Codorus Creek, is located in State Water Plan watershed 7-H and is classified for High Quality Waters - Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0337 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	7.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.15	XXX	0.49
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
Nov 1 - Apr 30	XXX	XXX	XXX	6.0	XXX	12
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4.0

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

The EPA Waiver is in effect.

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

**PA0033910 A-1**, Sewage, SIC Code 8211, **Northeast Bradford School District**, 526 Panther Lane, Rome, PA 18837-7892. Facility Name: Northeast Bradford School WWTP. This existing facility is located in Orwell Township, **Bradford County**.

Description of Existing Activity: The application is for an NPDES permit amendment for an existing discharge of treated Sewage. The permit was amended to remove Total Residual Chlorine limits and to include monitoring and reporting requirements for ultraviolet.

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



The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
Jun 1 - Oct 31	XXX	XXX	XXX	6.0	XXX	12
Nov 1 - May 31	XXX	XXX	XXX	18	XXX	XXX
UV Dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX

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

The EPA Waiver is in effect.

---

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

**PA0254592, Cindy Kerr, Power of Attorney**, 65 Spring Valley Road, Washington, PA 15301. Facility Name: Kerr Property SRSTP. This proposed facility is located in South Franklin Township, **Washington County**.

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

The receiving stream(s), Chartiers Creek, is located in State Water Plan watershed 20-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	0.0004	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
CBOD <sub>5</sub>	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

The EPA Waiver is in effect.

---

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

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

**WQM Permit No. 0912403**, Sewage, **Bethel Baptist Church**, 754 East Rockhill Road, Sellersville, PA 18960.

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

Description of Action/Activity: Replacing old existing treatment plant with a new one. No change in loading or use.

**WQM Permit No. WQG010040**, Sewage, **Robert B. Helverson, Jr.**, 1164 Richlandtown Pike, Richlandtown, PA 18955.

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

Description of Action/Activity: Construction and operation of a small flow sewage treatment plant for a single family residence.

**WQM Permit No. 4612404**, Sewage, **Upper Merion Township**, 175 West Valley Forge Road, King of Prussia, PA 19406.

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

Description of Action/Activity: Replacing aging sludge dewatering equipment with new equipment.

**WQM Permit No. 4612405**, Sewage, **Upper Merion Township**, 175 West Valley Forge Road, King of Prussia, PA 19406.

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

Description of Action/Activity: Replacing aging sludge dewatering equipment with new equipment.

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

**WQM Permit No. WQG028334**, Sewerage, **Meadville Area Sewer Authority**, 1320 Park Avenue, Meadville, PA 16335.

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

Description of Proposed Action/Activity: Application for a low pressure sanitary forcemain extension for Beverly Drive.

**WQM Permit No. 2702401**, Sewerage, **Amendment No. 1, Jenks Township Forest County**, 135 Pine Street P. O. Box 436, Marienville, PA 16239.

This existing facility is located in Jenks Township, **Forest County**.

Description of Proposed Action/Activity: Application to upgrade digester aeration equipment.

**WQM Permit No. 6171402, Amendment, General Authority of the City of Franklin**, 430 Thirteenth Street, Franklin, PA 16323-1317.

This existing facility is located in City of Franklin, **Venango County**.

Description of Proposed Action/Activity: Application to convert mechanical aeration to fine bubble diffused aeration.

---

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

---

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

---

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

---

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1506030-R	Sharon Savings Bank 3 Chester Pike Darby, PA 19023-1504	Chester	Westtown Township	Ridley Creek (HQ)
PAI01 151222	Servant of the Immaculate Heart of Mary 1140 King Road Immaculata, PA 19345	Chester	East Whiteland Township	Unnamed Tributary Valley Creek (EV)
PAI01 151223	PA CVS Pharmacy, LLC 610 West Germantown Pike Plymouth Meeting, PA 19462	Chester	West Whiteland Township	Brandywine Creek (CWF)
PAI01 151224	Downingtown Area School District 540 Trestle Place Downingtown, PA 19335	Chester	Uwchlan Township	Shamona and East Branch Brandywine Creek (HQ-TSF-MF)

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

*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>
PAI024512005	UGI Utilities, Inc. 2121 City Line Rd. Bethlehem, PA 18017	Monroe	Coolbaugh Twp., Mt. Pocono Borough, Paradise Twp., Pocono Twp.	UNT Red Run, HQ-CWF, MF; Yankee Run, HQ-CWF, MF; Forest Hills Run, HQ-CWF, MF; UNT Forest Hills Run, HQ-CWF, MF

*Pike County Conservation District: 556 Route 402, Ste. 1, Hawley, PA 18428, 570-226-8220.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025212001	Delaware Valley School District 258 Route 6 & 209 Milford, PA 18337	Pike	Westfall Twp.	Delaware River, WWF, MF; Rosetown Creek, HQ-CWF, MF

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033607005(1)	Scott Kreider S&A Kreider & Sons 761 Spring Valley Road Quarryville, PA 17566	Lancaster	East Drumore Township	Jackson Run/HQ-CWF
PAI033612008	Peco Energy Company 2301 Market St. Philadelphia, PA 19103	Lancaster	Fulton Township	Puddle Duck Creek/ HQ-WWF
PAI030611019	East Penn Manufacturing PO Box 147 Lyon Station, PA 19536	Berks	Longswamp Township	Toad Creek/ HQ-CWF MF
PAI032112004	Carlisle Area School District 623 West Penn St. Carlisle, PA 17103	Cumberland	Carlisle Borough	Letort Spring Run/EV
PAI035012001	PPL Electric Utilities Corp. 2 North 9th Street Allentown, PA 18101	Perry	Oliver Township	Buffalo Creek/HQ-CWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044112008	PA DCNR Little Pine State Park 4205 Little Pine Creek Rd Waterville PA 17776	Lycoming	Cummings Township	UNT to Panther Run HQ-CWF

*Montour County Conservation District: 112 Woodbine Lane, Suite 2, Danville, PA 17821, (570) 271-1140*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044708001R	Dawn E. Quinn-Doiron 150 E 9th St Bloomsburg PA 17815	Montour	Mayberry Township	Roaring Creek HQ-CWF

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. (412) 442.4315*

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI050212002	George M. Davison 452 Dorseyville Road Pittsburgh, PA 15215	Allegheny	Fox Chapel Borough	Guyasuta Run (HQ-WWF)
PAI050212004	Robert Hoffman 615 Whispering Pine Dr. Pittsburgh, PA 15138	Allegheny	Fox Chapel Borough	Squaw Run (HQ-WWF)
PAI056312003	Washington Area Humane Society PO Box 66 Eighty-Four, PA 15330	Washington	North Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)
PAI056512007	Ligonier Township Municipal Authority Paul Knupp One Municipal Park Drive Ligonier, PA 15658	Westmoreland	Fairfield Township Ligonier Township	Loyalhanna Creek (HQ-CWF)

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

PAG-12      CAFOS



## PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### SAFE DRINKING WATER

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

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

**Permit No. 3612521**, Public Water Supply.

Applicant	<b>New Holland Borough Authority</b>
Municipality	New Holland Borough
County	<b>Lancaster</b>
Responsible Official	J Richard Fulcher, Manager 436 East Main Street New Holland, PA 17557
Type of Facility	Public Water Supply
Consulting Engineer	Mark L Homan, P.E. Becker Engineering LLC 111 Millersville Road Lancaster, PA 17603
Application Received:	7/20/2012
Description of Action	Installation of air stripping equipment for volatile organic carbon removal (VOC).

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

**Application No. 5912503**—Construction Public Water Supply.

Applicant	<b>Tetra Technologies</b>
[Township or Borough]	Richmond Township
County	<b>Tioga</b>
Responsible Official	Mr. Daniel Kurzejewski Property Owner Tetra Technologies 2395 South Main Street Mansfield, PA 16933
Type of Facility	Public Water Supply
Consulting Engineer	Britt Bassett, P.E. Bassett Engineering, Inc. 1440 Broad Street Montoursville, PA 17754
Application Received	August 1, 2012
Description of Action	Update the existing water supply system to increase nitrate removal.

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

**Application No. 6312504**, Public Water Supply.

Applicant	<b>Clearwater Homes, LLC</b> 1498 Evans City Road Suite 100 Evans City, PA 16033
[Township or Borough]	
Responsible Official	Michael Verona Clearwater Homes, LLC 1498 Evans City Road Suite 100 Evans City, PA 16033
Type of Facility	Bulk water hauling
Consulting Engineer	
Application Received Date	August 7, 2012
Description of Action	New bulk water hauling system.

### MINOR AMENDMENT

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

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

**Application No. 3512505MA**

Applicant	<b>Pennsylvania-American Water</b>
[Township or Borough]	Roaring Brook Township <b>Lackawanna County</b>
Responsible Official	David R. Kaufman, VP Pennsylvania-American Water Co. 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	Community Water System

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

Application Received June 14, 2012  
 Date

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

**Application No. 4812502MA**

Applicant **Easton Suburban Water  
 Authority**

[Township or Borough] City of Easton  
**Northampton County**

Responsible Official Bruce A. Walter  
 3700 Hartley Avenue  
 Easton, PA 18045

Type of Facility Community Water System

Consulting Engineer Kirt L. Ervin, PE  
 US Engineering, LLC  
 13742 Mary Lane  
 Aviston, IL 62216

Application Received June 29, 2012  
 Date

Description of Action Application for repainting and  
 repair of the 1 MG Palmer water  
 storage tank.

**LAND RECYCLING AND  
 ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

**PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall

not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

**A. Leventhal & Sons**, 711 Davis Street, Scranton City, **Lackawanna County**. Martin Gilgallon, Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403 has submitted a Notice of Intent to Remediate on behalf of his client, Jeffrey Leventhal, 125 Welsh Hill Road, Clarks Summit, PA 18411, concerning the remediation of soil found to have been impacted by No. 2 fuel oil, which was observed during the removal of an unregulated, 10,000-gallon heating oil underground storage tank. The applicant proposes to remediate the site to meet the Non-Residential Statewide Health Standard for soil. The anticipated future use of the property is for non-residential purposes. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future. A Final Report was simultaneously submitted.

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

**Former Pfaltzgraff West York Facility**, 1857 West King Street, York, PA 17404, West York Borough and West Manchester Township, **York County**. ARM Group, Inc., PO Box 797, Hershey, PA 17033, on behalf of 128 Lucky LLC, 1857 West King Street, York, 17404, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with lead from the operation of a pottery. The site will be remediated to a combination of Residential Statewide Health and Site-Specific Standards. Future use of this site is warehousing and storage.

**REC Oil**, 280 North East Street, York, PA 17403, City of York, **York County**. Enviro Trac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of REC-Oil, 280

North East Street, York, PA 17403 and Environmental Compliance Management, 345 King Street, Myerstown, PA 17067, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with PAHs, VOCs and lead. The site will be remediated to a combination of the Nonresidential Statewide Health and Site-Specific standards. Future use of the site remains industrial.

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

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

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**General Permit Application No. WMGRO19SC002. Eastco Enterprises**, 454 East Princess Street, P. O. Box 291, York, PA 17405-0291.

The Southcentral Regional Office, Waste Management Program received an application on May 30, 2012 for a determination of applicability (DOA) under Residual Waste General Permit No. WMGR019 for the Eastco Enterprises, Inc. located at 200 Richland Avenue in Jackson Township, **Lebanon County**. This general permit is for the processing of used foundry sand and the subsequent beneficial uses as: 1) roadway construction material; 2) a component or ingredient in the manufacturing of concrete or asphalt; 3) a soil additive or soil substitute; and 4) non-roadway construction.

Persons interested in obtaining more information about this determination of applicability may contact John Oren, P.E., Facilities Manager, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

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

**Application received, under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate a Solid Waste Processing or Disposal Area or Site.**

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

**Permit ID No. 300876. GenOn Northeast Management Company**, 121 Champion Way, Suite 200, Canonsburg, PA 15317. Conemaugh Generating Station Ash/Refuse Disposal Site, 1442 Power Plant Road, State Road 2008, New Florence, PA 15944-9154. Application proposing a major permit modification for disposal of FGD Blowdown Wastewater Treatment System Solids at an Ash/Refuse Disposal Site in West Wheatfield Township, **Indiana County**, was received in the Regional Office on July 26, 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.**

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

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

**09-0077A: Exelon Generation Company—Pennsylvania Power Production Plant** (1414 Bordentown Rd.,



Morrisville, PA 19067) for an increase of the annual nitrogen oxide (NO<sub>x</sub>) emission limit for their facility in Falls Township, **Bucks County**. As a result of potential emissions of NO<sub>x</sub>, the facility will be a Title V facility. The provisions of this plan approval will subsequently be incorporated into a Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements

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

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

**24-009GB: Domtar Paper Co.** (100 Center Street, Johnsonburg, PA 15845), for the installation of an additional pulp storage tank at their Johnsonburg Mill facility in Johnsonburg Borough, **Elk 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*

**09-0219A: Premium Excavating, LLC** (P. O. Box 190, Morrisville, PA 19067) for installation of a nonmetallic crushing plant (McCloskey C40 Crusher, 300 ton/hr) to process construction washout material (waste concrete) at JFI Redi-mix site, at Falls Township, **Bucks County**. This crushing plant will replace the existing unit (Extec Pit-bull Crusher, 170 ton/hr) at this location, with total estimated PM emissions of 3 tons per year. This facility is a Natural Minor (not Title-V) facility. This Plan Approval will contain all applicable requirements including monitoring, recordkeeping and reporting 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*

**38-05028C: Milprint, Inc.** (5 Keystone Drive, Lebanon Valley Business Park, Lebanon, PA 17042) for authorization to expand plant operations by installing two (2) rotogravure printing presses, two (2) additional regenerative thermal oxidizers (RTOs) and a wax coater. The flexible packaging facility is located in South Lebanon Township, **Lebanon 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.

Volatile organic compound (VOC) emissions from the two (2) new presses will be capped at 44 tons during any consecutive 12-month period. Overall, the VOC increase from the project will be less than 50 tons per year. The plan approval will contain additional testing, recordkeep-

ing, and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The project will not trigger PSD or NSR requirements.

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

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

Tom 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 issues 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.

**28-03060A: Sunset Metal Works, Inc.** (100 Sunset Boulevard West, Chambersburg, PA 17202) for the construction of a surface coating operation consisting of two (2) spray paint booths at its metal fabrication facility in Chambersburg Borough, **Franklin County**.

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

Plan Approval No. 28-03060A authorizes the construction of the abovementioned sources. Particulate matter (PM) emissions from the two (2) spray paint booths will be controlled by dedicated dry panel filters. The Plan Approval and subsequent facility-wide operating permit will contain emission restrictions, work practice standards, and testing, monitoring, record keeping, and reporting requirements to ensure the facility complies with the applicable air quality requirements. Estimated actual VOC, xylene and total HAP emissions from the proposed sources will be 18.9 TPY, 0.1 TPY and 0.1 TPY, respectively. Among other requirements, the plan approval will contain the following restrictions:

- (a) VOC emissions limit of 18.9 TPY for the two spray paint booths (including cleanup solvent usage);
- (b) Compliance with 25 Pa. Code § 129.52; and
- (c) Compliance with EPA's "Control Techniques Guidelines for Miscellaneous Metal and Plastic Parts Coatings"

(CTG) published in September 2008, which includes the elected compliance option of a VOC content limit (5.06 lb VOC/gal coating solids (minus water and exempt VOC)) and specified application methods (i.e., HVLP spray guns) to achieve good transfer efficiency, as well as the following additional work practice standards:

(1) Store all VOC-containing coatings, thinners, coating-related waste materials and cleaning materials (including used shop towels) in tightly closed containers when not in use;

(2) Solvent-laden cleaning cloths shall be kept in tightly closed containers when not in use;

(3) Ensure that mixing and storage containers used for VOC-containing coatings, thinners, coating-related waste materials and cleaning materials are kept tightly closed at all times except when depositing or removing these materials;

(4) Minimize spills of VOC-containing coatings, thinners, coating-related waste materials and cleaning materials, and clean up the spills immediately with cleaning cloths or other methods that will minimize the evaporation of VOCs into the atmosphere;

(5) Convey VOC-containing coatings, thinners, coating-related waste materials and cleaning materials from one location to another in tightly closed containers or pipes; and

(6) Minimize VOC emissions from cleaning of application, storage, mixing and conveying equipment by ensuring that equipment cleaning is performed without atomizing the cleaning solvent, and all spent solvent is captured in tightly closed containers

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

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

**10-375A: Harmony Castings, LLC** (251 Perry Highway, Harmony, PA 16037-9213), for an existing aluminum foundry in Jackson Township, **Butler County**. Sources at the site include an aluminum casting operation and a parts washer.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 10-375A to Harmony Castings LLC for an existing aluminum casting operation and parts washer. This facility located in Jackson Township, Butler County. The Plan Approval will subsequently be incorporated into a facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 10-375A is for an existing aluminum casting operation and parts washer. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will have the potential to emit approximately 16.58 tons per year (tpy) of volatile organic compounds, 2.86 tpy of hazardous air pollutants (methanol), 0.73 tpy of carbon monoxide (CO), 1.6 tpy of particulate matter, 0.36 tpy of nitrogen oxides and 0.007 tpy of sulfur oxides.

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

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

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

**AMS 11068A: Materials Processing Corporation** (10551 Decatur Road, Philadelphia, PA 19154) to increase shredding rate capacity from 5000 lbs/hr (9,350 tons per year) to 12,000 lbs/hr (10,500 tons per year) of waste electronics scrap recycling plant in the City of Philadelphia, **Philadelphia County**. The process will consist of a shredder with an electric motor. Shredder emissions will vent to a baghouse. Potential emissions from the facility based on the plan approval emission limits are less than 3 tons per year of Particulate Matter less than 10 microns (PM<sub>10</sub>). The plan approval will contain operating, testing, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

**AMS 12151: Philadelphian Condominium** (2401 Pennsylvania Avenue, Philadelphia, PA 19130) to install Thirteen (13) combustion units less than 8 MMBTU/hr firing either natural gas or No. 2 oil in the City of Philadelphia, **Philadelphia County**. The Facility will be limited to less than 25 tons of Nitrogen Oxides (NO<sub>x</sub>) emissions per year. The plan approval will contain operating, testing, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

**AMS 11068A: Materials Processing Corporation** (10551 Decatur Road, Philadelphia, PA 19154) to increase shredding rate capacity from 5000 lbs/hr (9,350 tons per year) to 12,000 lbs/hr (10,500 tons per year) of waste electronics scrap recycling plant in the City of Philadelphia, **Philadelphia County**. The process will consist of a shredder with an electric motor. Shredder emissions will vent to a baghouse. Potential emissions from the facility based on the plan approval emission limits are less than 3 tons per year of Particulate Matter less than 10 microns (PM<sub>10</sub>). The plan approval will contain operating, testing, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

---

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

---

*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*

**36-05149: Burle Business Park, LP** (1004 New Holland Avenue, Lancaster PA 17601) for the operation of two natural gas fired boilers at the Business Park in the City of Lancaster, **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. This is a renewal of the facility's State-only operating permit issued in 2007.

The subject facility has annual emissions of approximately 4.2 tons of NO<sub>x</sub>, 3.5 tons of CO, 0.58 ton of VOCs, and 0.13 ton of PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the permit includes provisions derived from 40 CFR Part 63, Subpart ZZZZ—



National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines

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.

**22-03051: Buse Funeral Home** (9066 Jonestown Road, Grantville, PA 17028) for the operation of human crematorium in East Hanover Township, **Dauphin 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. This is a renewal of the facility's State-only operating permit issued in 2007.

The subject facility has the potential to emit NO<sub>x</sub> at 1.1 tpy, PM at 0.8 tpy, and SO<sub>2</sub> at 0.2 tpy. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

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

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

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

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

**N12-029: US Postal Service** (7500 Lindberg Boulevard Philadelphia, PA 19176) for the operation of a United States Postal Service in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include Three (3) Boilers less than 8 MMBTU/hr firing natural gas, One (1) Emergency generator firing diesel fuel oil, Six (6) Hot water and air heaters less than 0.5 MMBTU/hr firing natural gas, Fifty-two (52) heaters less than 100,000 BTU/hr firing natural gas.

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.

**N12-029: US Postal Service** (7500 Lindberg Boulevard Philadelphia, PA 19176) for the operation of a United States Postal Service in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include Three (3) Boilers less than 8 MMBTU/hr firing natural gas, One (1) Emergency generator firing diesel fuel oil, Six (6) Hot water and air heaters less than 0.5 MMBTU/hr firing natural gas, Fifty-two (52) heaters less than 100,000 BTU/hr firing natural gas.

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.

#### PLAN APPROVALS

---

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

---

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

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

**45-318-035: Tobyhanna Army Depot** (11 Hap Arnold Boulevard, Tobyhanna, PA 18466) for their facility in Coolbaugh Township, **Monroe County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Tobyhanna Army Depot (11 Hap Arnold Blvd. Tobyhanna, PA 18466) for their facility in Coolbaugh Township, Monroe County. This Plan Approval No. 45-318-035 will be incorporated into the company's Synthetic Minor Permit #45-00004 through an administrative amendment at a later date. Plan Approval No. 45-318-035 is for the installation and operation of a new paint spray booth in building 9 with panel filters at the facility located in Coolbaugh Twp., Monroe County. The TYAD will use high volumes low-pressure (HVLP) spray system to spray the paint inside each booth manually. All paints and coatings are code-compliant with the VOC limits of § 129.52, Table I. TYAD will maintain actual VOC emissions from the facility below 49.9 TPY on a 12 month rolling sum basis. The company will operate the facility and maintain the sources in accordance with the good engineering practices to assure proper operation of sources. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 45-318-035, and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone # 570-826-2511 within 30 days after publication date.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the appli-

cable 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*

**32061303. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Heilwood Mine in Pine, Green, and Cherryhill Townships, **Indiana County** to add underground permit and subsidence control plan area acres. Subsidence Control Plan Acres Proposed 2529.6. No additional discharges. The application was considered administratively complete on August 1, 2012. Application received: June 11, 2012.

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

**32120104 and NPDES No. PA0269107. ABM Mining Company, Inc.**, 3330 Johnston Road, Smicksburg, PA 16256, commencement, operation and restoration of a bituminous surface mine in Grant Township, **Indiana County**, affecting 36.0 acres. Receiving stream(s): unnamed tributary to/and Rairigh Run, unnamed tributary to/and Little Mahoning Creek classified for the following use(s): cold water fishery; high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. The application includes a stream encroachment to use and maintain an existing access



road located within the 100' barrier north and upslope of the source of unnamed tributary to Rairigh Run No. 3. Application received: July 20, 2012.

**11813040 and NPDES No. PA125423. Cooney Brothers Coal Company**, P. O. Box 246, Cresson, PA 16630, revision of an existing bituminous surface and auger mine to change land use from forestland to pastureland or land occasionally cut for hay in Adams Township, **Cambria County**, affecting 50.0 acres. Receiving stream(s): unnamed tributaries to/and South Fork Little Conemaugh River; unnamed tributary to/and Sulfur 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: June 25, 2012.

**56020103 and NPDES No. PA0249238. AMFIRE Mining Company, LLC**, One Energy Place, Latrobe, PA 15650, permit renewal for the continued operation and restoration of a bituminous surface mine in Jenner Township, **Somerset County**, affecting 172.7 acres. Receiving stream(s): unnamed tributaries to/and Beam Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 2, 2012.

**32070102 and NPDES No. PA0262331. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, permit renewal for reclamation only of a bituminous surface and auger mine in Burrell Township, **Indiana County**, affecting 183.3 acres. Receiving stream(s): unnamed tributaries to/and Toms Run to Conemaugh River and unnamed tributaries to Weirs Run to Blacklick Creek to Conemaugh River classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 5, 2012.

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

**03120102 and NPDES Permit No. PA0252212. Rosebud Mining Co.** (301 Market Street, Kittanning, PA 16201). Application for commencement, operation and reclamation of a bituminous surface mine and auger mining, located in Madison Township, **Armstrong County**, affecting 188 acres. Receiving streams: unnamed tributaries to the Allegheny River, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: Allegheny Power. Application received: July 23, 2012.

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

**17663136 and NPDES No. PA0126870. EnerCorp, Inc.** (1310 Allport Cutoff, Morrisdale, PA 16858). Revision of an existing bituminous surface mine for a change in land use from forestland to pastureland in Graham Township, **Clearfield County** affecting 202 acres. Receiving streams: Mons Run and Flat Run classified as the following use: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 16, 2012.

**17990102 and NPDES No. PA0238236. River Hill Coal Co., Inc.** (P. O. Box 141, Kylertown, PA 16847). Revision of an existing bituminous surface and auger mining operation to add coal refuse disposal located in Decatur Township, **Clearfield County** affecting 344.2 acres. Receiving stream: Laurel Run classified as the following use: Cold Water Fishes. There are no potable

water supply intakes within 10 miles downstream. Application received: July 18, 2012.

**17930128 and NPDES No. PA0219720. AMFIRE Mining Company, LLC** (One Energy Place, Latrobe, PA 15650). Revision to an existing bituminous surface and auger mine in Penn Township, **Clearfield County**, affecting 106.2 acres. Receiving stream: Unnamed Tributaries to Bell Run and Bell Run, classified for the following use: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 19, 2012.

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

**54921301R4 and PA0595811. M & H Coal Company**, (51 Middle Road, Hegins, PA 17938), renewal for reclamation activities only in Frailey Township, **Schuylkill County** affecting 12.46 acres, receiving streams: Middle Creek and unnamed tributaries to Middle Creek. Application received: July 24, 2012.

#### *Noncoal Applications Received*

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

**31120801. Robert B. Colton**, 11368 Old Town Road, Huntingdon, PA 16652, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Miller Township, **Huntingdon County**, affecting 4.3 acres. Receiving stream(s): unnamed tributaries to Standing Stone Creek. Application received: July 23, 2012.

**11950301. Tube City IMS LLC**, 1155 Business Center Drive, Horsham, PA 19044, revision of an existing bituminous surface mine to change the name from Waylite Division, International Mill Service, Inc. to Tube City IMS LLC and also to change land use from unmanaged natural habitat to industrial in East Taylor and Conemaugh Townships, **Cambria County**, affecting 212.4 acres. Receiving stream(s): Little Conemaugh River classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 13, 2012.

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

**26122801. Fayette Coal & Coke, Inc.** (195 Enterprise Lane, Connellsville, PA 15425). Application for commencement, operation and reclamation of small noncoal surface mine, located in Bullskin Township, **Fayette County**, affecting 5 acres. Receiving streams: unnamed tributary to Mounts Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: July 17, 2012.

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

**08090303 and NPDES No. PA0257192. DeCristo, Inc.** (RR 1, Box 1600, Canton, PA 17724). Revision of an existing shale and sand and gravel operation for proposed modification adding 11.9 acres affecting from 59.6 to 71.5 acres in LeRoy Township, **Bradford County**. Receiving streams: Unnamed Tributary to Towanda Creek classified for Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 23, 2012.

**08120304. Insinger Excavating, Inc.** (3046 Dushore-Overton Road, Dushore, PA 18614). Commencement, operation and restoration of a large non-coal surface mine (topsoil, shale, and bluestone) located in Windham Township, **Bradford County** affecting 39.2 acres. Receiving streams: Unnamed Tributary to Wappasening Creek to Wappasening Creek classified for Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 23, 2012.

**MINING ACTIVITY NPDES DRAFT PERMITS**

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accord-

ance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

*Effluent Limits for Coal Mining Activities*

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

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

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

\* The parameter is applicable at all times.

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

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

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

*Effluent Limits for Noncoal Mining Activities*

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

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

\* The parameter is applicable at all times.

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

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

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

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

limitations may apply in the event that unexpected discharges occur.

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

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

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

and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

*Coal NPDES Draft Permits*

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

**NPDES No. PA0213331 (Mining permit no. 32960103), Forcey Coal Company**, 475 Banion Road, Madera, PA 16662, renewal of an NPDES permit for surface mining activities in Green and Grant Townships, **Indiana County**, affecting 329.7 acres. Receiving stream(s): unnamed tributaries to Little Mahoning Creek, unnamed tributaries to East Run to Little Mahoning Creek, and unnamed tributaries to North Branch of Two Lick Creek, classified for the following use(s): high quality cold water fishery, high quality cold water fishery and cold water fishery. This receiving stream is included in the Kiskiminetas-Conemaugh River Watersheds TMDL. Application received: May 2, 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 Mahoning Creek and unnamed tributary to East Run.

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	1.0	2.0	2.5
Total Suspended Solids (mg/l)	35.0	2000.0	70.0
Total Dissolved Solids (mg/l)	4000.0	90.0	5000.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The outfall listed below discharge to unnamed tributary to North Branch Two Lick Creek

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The outfall listed below discharge to unnamed tributary to Little Mahoning Creek, unnamed tributary to East Run, and unnamed tributary to North Branch Two Lick Creek:

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



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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)			7.0
Total Settleable Solids (ml/l)			0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0612235 (Mining permit no. 4975SM3), Glen-Gery Corporation**, P. O. Box 7001, Wyomissing, PA 19610, renewal of an NPDES permit for shale quarry operation in Hamilton Township, **Adams County**, affecting 93.6 acres. Receiving stream(s): Muncy Run, classified for the following use(s): warm water fishery. Application received: May 7, 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 outfall(s) listed below discharge to Muncy Run.

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

## 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*

**E15-832. Thomas J. Yuhas**, Borough of Downingtown, 4 West Lancaster Avenue, Downing, PA 19335-2800, Borough of Downingtown, **Chester County**, ACOE Philadelphia District.

To modify, and maintain the existing recreational facility to include a skate Park in the floodway of the East Branch Brandywine Creek (WWF-MF).

The site is located in the Kerr Park approximately 250 feet southwest of the intersection of Wallace Avenue and Pennsylvania Avenue (Downingtown, PA, USGS Quadrangle N: 1.48 inches; W: 11.35 inches) in Borough of Downingtown, Chester County.

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

**E48-418. Monocacy Heights, L.P.**, 4383 Hecktown Road, Suite J, Bethlehem, PA 18020, in Plainfield Township, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a stormwater outfall in the floodway of Little Bushkill Creek (HQ-CWF, MF) consisting of 36-inch diameter HDPE pipe, concrete inlet box outlet structure, and an R-4 riprap lined outfall channel. The outfall is associated with the Mintbrook Farms Residential Development. The project is located on the south side of Jones Hill Road approximately 0.15 mile west of its intersection with Bookshill Road (Wind Gap, PA Quadrangle Latitude: 40° 48' 0.3"; Longitude: -75° 15' 58.6") in Plainfield Township, Northampton County.

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

**E05-364: Bedford County Development Association, Bedford County Business Park II**, Lot 4, One Corporate Drive, Bedford, Pennsylvania 15522, in Bedford Township, **Bedford County**, ACOE Baltimore District (Bedford, PA Quadrangle; Latitude: 40°04'10.6", Longitude: -78°31'36").

To: 1) construct and maintain a 24.0-inch diameter 987.0 feet Smooth Lined Corrugated Plastic Pipe stream enclosure of an Unnamed Tributary to Dunning's Creek, which is an intermittent stream classified as a Warm Water Fishery, 2) place and maintain R-4 riprap for scour protection 22.0 feet wide x 16.0 feet long, 3) place and maintain fill on both left and right floodways with an average dimension of 100.0 feet wide x 987.0 feet long x 30.0 feet high, 4) permanently fill two wetland areas: 0.003 acre of PEM and 0.007 acre of PFO as a result of fill, and 5) construct 0.05 acre of PEM/PFO wetland as compensation for wetland impacts for the purpose of constructing a 65.0-acre business park. The project proposes to directly affect a total of 987.0 linear feet of stream channel, 2.27 acres of floodway, and 0.01 acre of wetland. Wetland creation of 0.05 acre is proposed.

**E06-683: Pa. Department of Transportation, Engineering District 5-0**, 1002 Hamilton Street, Allentown, Pennsylvania 18101, **Berks County**, ACOE Philadelphia District

To: 1) remove the existing structure, 2) construct and maintain a prestressed concrete spread box beam bridge approximately 45.0 feet upstream having a clear span of 270.0 feet, underclearance of 16.2 feet, an out to out width of 37.46 feet, and a skew of 90°, over the Schuylkill River (WWF, MF) (Temple PA Quadrangle; N: 17.0 inches, W: 13.5 inches; Latitude: 40°28'22", Longitude: -75°58'17"), 3) place and maintain 1,000.0 cubic yards of fill material in the left and right floodplain of the Schuylkill River, 4) temporarily impact 0.018 acre of PEM wetland, 5) permanently impact 0.012 acre of PEM wetland, and 6) construct a temporary causeway for the demolition and construction in six different phases, all for the purpose of improving transportation safety and roadway standards.

**E22-577: Swatara Township Board of Commissioners**, 595 Eisenhower Boulevard, Harrisburg, PA 17111. McNaughton & Shiavoni Park in Swatara Township, **Dauphin County**, ACOE Baltimore District (Hershey, PA Quadrangle; Latitude: 40°15'47", Longitude: -76°43'38")

The applicant proposes to 1) remove and maintain 44,585 cubic yards of fill in the floodway and floodplain of Swatara Creek (WWF) (Latitude: 40°15'47", Longitude:

-76°43'38"), 2) place and maintain 1,000 cubic yards of fill in the floodway and floodplain of Swatara Creek (WWF) (Latitude: 40°15'47", Longitude: -76°43'38"), 3) construct and maintain a boat launch ramp 25-feet by 25-feet in Swatara Creek (WWF) (Latitude: 40°15'46.8", Longitude: -76°43'34.4"), 4) construct and maintain a stormwater swale outfall (Latitude: 40°5'14", Longitude: -76°44'11.5"), 5) construct and maintain a 15.0-inch diameter HDPE stormwater outfall (Latitude: 40°15'16.9", Longitude: -76°44'7.5"), 6) construct and maintain a stormwater swale outfall (Latitude: 40°15'28.4", Longitude: -76°43'56.8"), 7) construct and maintain a stormwater swale outfall (Latitude: 40°15'30.9", Longitude: -76°43'55.1"), 8) construct and maintain a 36.0-inch diameter HDPE stormwater outfall (Latitude: 40°15'30.1", Longitude: -76°43'54.7"), 9) construct and maintain an 18.0-inch diameter HDPE stormwater outfall (Latitude: 40°15'30.5", Longitude: -76°43'54.3"), 10) construct and maintain a 15.0-inch diameter HDPE stormwater outfall (Latitude: 40°15'53", Longitude: -76°43'38.9"), and 11) extend and maintain an existing 24.0-inch SLCPP stormwater outfall (Latitude: 40°15'29.6, Longitude: -76°43'50.5") all in the floodway of Swatara Creek which is a perennial stream classified as a Warm Water Fishery in Swatara Township, Dauphin County. The project proposes to directly affect 20.1 acres of floodway and floodplain and 25 linear feet of stream.

**E36-901: Martin Murray, Yarrum, LP**, 5020 Ritter Road, Mechanicsburg, Pennsylvania 17055, in West Donegal Township, **Lancaster County**, ACOE Baltimore District

To: 1) construct and maintain a 12.0-inch depressed, 35.0-foot long, 23.0-foot wide, 6.0-foot high concrete box culvert with fish baffles in an unnamed tributary to Conewago Creek (TSF), permanently impacting 0.10 acre of palustrine forested/scrub shrub/emergent wetland and temporarily impacting 0.01 acre of palustrine forested/scrub shrub/emergent; 2) place and maintain fill in palustrine emergent/forested wetlands, permanently impacting 0.24 acre of wetland, 3) place and maintain 10.0 cubic yards of fill in the floodway of an unnamed tributary to Conewago Creek (TSF), all for the purpose of allowing for the construction of two warehouse distribution facilities; 4) place and maintain fill in 0.01 acre of palustrine forested wetland for the purpose of creating a wetland mitigation area. The project is located along Industrial Road, approximately 0.28 mile west of its intersection with S.R. 230 (Latitude: 40°09'41.3"N, Longitude -76°38'50"W) in West Donegal Township, Lancaster County. The applicant is required to provide 0.35 acre of replacement wetland and proposes to create 0.49 acre of replacement wetland onsite.

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

**E14-548. Paul S. Roberts**, PO Box 37, Julian, PA 16844-0037. Steele Hollow Bridge, in Huston Township, **Centre County**, ACOE Baltimore District (Port Matilda, PA Quadrangle N: 40°51'23.26"; W: -78°01'21.48").

To 1) remove an existing 30 linear feet of concrete ford, 2) construct and maintain a 80-foot by 65-foot pond with no berm 40 feet right of the right streambank, 3) construct and maintain a 16-foot clear span by 12-foot wide by 2-foot underclearance glulam wooded bridge on concrete abutments with associated 1 foot high stone approach ramps to cross Steele Hollow Run to access a private homestead located 1.9 miles up Steele Hollow

Road from SR 220. This project will directly impact 40 linear feet of Steel Hollow Run, which is a Wild Trout - Cold Water Fishery.

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

**E02-358. PennDOT District 10-0.** 2550 Oakland Ave. PO Box 429 Indiana, PA 15701, Kittanning & Manor Townships, **Armstrong County**; ACOE Pittsburgh District.

Applicant is proposing to remove the existing SR 422, 18 inch to 36 inch diameter culvert having a total length of 185 feet; construct and maintain a replacement 54 inch diameter 260 foot long RCP culvert depressed 6 inches in an unnamed tributary to Rupp Run (WWF) with a drainage area of 0.12 square mile; fill and maintain a total of 0.016 acre of permanent PEM wetland; and construct and maintain road associated stormwater outfalls. Stream mitigation will be completed at the site. This project is associated with Theatre Road, SR 422 improvement work with these encroachments located approximately 3.5 miles east of Ford City in Kittanning and Manor Townships, Armstrong County (Mosgrove PA Quadrangle, North 7.3 inches and West 11.4 inches; Latitude 40° 47' 26" and Longitude -79° 27' 26").

**E63-639. Southpointe Retail North, LP,** 375 Southpointe Boulevard, Canonsburg, PA 15317, Cecil Township, **Washington County**; ACOE Pittsburgh District

The applicant proposes to construct and maintain a 48-inch diameter stream enclosure approximately 561.2 feet in length in an Unnamed Tributary to Chartiers Creek (WWF) and to place and maintain fill in approximately 0.01 acre of wetlands associated with said stream for the purpose of expanding the existing building and parking lot in the Southpointe II development. The project is located on the west side of Southpointe Boulevard, approximately 1,450.0 feet north from the intersection of Southpointe Boulevard and Town Center Way (Canonsburg, PA Quadrangle 4.6 inches; W: 5.2 inches; Latitude: 40°-16'- 32"; Longitude: 80°-09'-43") in Cecil Township, Washington County and will impact approximately 636.0 linear feet of stream channel and 0.01 acre of wetlands. (Wetland Mitigation Coordinates: 40°16'47.271" N, 80°9'52.783" W; Stream Mitigation Coordinates: 40°12'0.701"N, 80°11'53.924"W)

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

**E10-477, Butler County,** 124 West Diamond Street, PO Box 1208, Butler, PA 16003. Powell Rd (T-301) Graham Bridge across Brush Creek, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Baden, PA Quadrangle N: 40°, 43', 3"; W: 80°, 8', 28").

To remove the existing single span steel stringer bridge and to construct and maintain a single span prestressed concrete I-beam bridge having a 39.5-foot out to out width with a normal clear span of 81.2 feet and an underclearance of 12.2 feet across Brush Creek (WWF) along Powell Rd (T-301) just south of its overpass of I-76 PA Turnpike in Cranberry Township, Butler County. Project also includes the reconstruction of the roadway approaches to the structure.

**E43-356, City of Hermitage,** 800 North Hermitage Road, Hermitage, PA 16148. Indian Run Phase 4 Stream Restoration, in City of Hermitage, **Mercer County**, ACOE Pittsburgh District (Sharon East, PA Quadrangle N: 41°, 13', 49.7"; W: -80°, 26', 26");).

The applicant proposes to construct and maintain approximately 1500 feet of stream restoration within West Branch Pine Hollow Run (Indian Run) (WWF) for the purposes of streambank stabilization, establishment of floodplains, prevention of bank scour, debris removal, and establishment of a thalweg. The proposed stream restoration consists of the installation of cross vanes, sawtooth deflector, boulder wall, rock and wood bank protection, and converging rock cluster beginning at the Sunset Boulevard crossing and ending approximately 200 feet upstream of the Easton Road crossing. Three phases of restoration to West Branch Pine Hollow Run (Indian Run) have been previously permitted by the Department.

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

**E4129-048: Anadarko Marcellus Midstream LLC,** 33 West Third Street, Suite 200, Williamsport, PA 17701, Cogan House Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 62 linear feet of Buck Run (HQ-CWF, MF) and 2,834 square feet of adjacent palustrine emergent (PEM) wetland (White Pine, PA Quadrangle 41°25' 51"N 77°11'17"W).

The project will result in 62 linear feet of temporary stream impacts and 0.07 acre of temporary wetland impacts all for the purpose of installing natural gas and freshwater pipelines with associated roadways for Marcellus well development.

**E4129-045: PVR Marcellus Gas Gathering, LLC,** 100 Penn Tower, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701, Anthony & Mifflin Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) one 8 inch natural gas pipeline impacting 2 linear feet of an unnamed tributary to Larrys Creek (EV, MF) and 17 square feet of adjacent palustrine forested (PFO) wetland (Salladasburg Quadrangle 41°18'50"N 77°11' 45"W);

(2) one 8 inch natural gas pipeline impacting 60 linear feet of Larrys Creek (EV, MF) (Salladasburg Quadrangle 41°18'51"N 77°11'42"W);

(3) one 8 inch natural gas pipeline impacting 5 linear feet of an unnamed tributary to Larrys Creek (EV, MF) (Salladasburg Quadrangle 41°18'49"N 77°11'39"W);

(4) one 8 inch natural gas pipeline and a temporary mat bridge impacting 10822 square feet of palustrine emergent (PEM) wetland (Salladasburg Quadrangle 41°19'02"N 77°10'35"W).

The project will result in 67 linear feet of stream impacts and 0.25 acre of wetland impacts, all for the purpose of installing a natural gas gathering line with associated access roadways for Marcellus well development.



**E4129-049: SWEPI LP**, 190 Thorn Hill Road, Warrendale, PA 15086, McIntyre Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two 24 inch culverts impacting 35 linear feet of an unnamed tributary to Red Run (CWF,MF) and 2,122 square feet of adjacent palustrine forested (PFO) wetland (Ralston, PA Quadrangle 41°32'25"N 76°58'11"W).

The project will result in 35 linear feet of stream impacts and 0.05 acre of wetland impacts all for the purpose of providing access to a Marcellus Shale well pad.

**E4129-046 EXCO Resources (PA), LLC**, 3000 Ericson Drive, Suite 200, Warrendale, PA 15086, Watson Township, **Lycoming County**, ACOE Baltimore District. To construct, operate, and maintain:

1) a surface water withdrawal impacting 247 square feet of Pine Creek (EV) (Jersey Shore Quadrangle 41°14'57"N 77°19'28"W). The proposed withdrawal will include an intake screen buried to be level with the stream bed.

The project will result in 16 linear square feet of stream impact all for the purpose of obtaining water for use to develop multiple Marcellus Shale wells.

---

## ACTIONS

---

### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**I. NPDES Renewal Permit Actions**

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PAS803506 (SW)	Daily Express, Inc. 1072 Harrisburg Pike Carlisle, PA 17013	Cumberland County Middlesex Township	UNT to Letort Spring Run (7-B)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0111431	Knoebels Grove Park 391 Knoebels Blvd. RR 1 Box 317 Elysburg, PA 17824-0317	Columbia County, Cleveland Township	Mugser and S. Branch Roaring Creek, 5E	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N
PA0218715 Sewage	Gardas Restaurant 2033 State Route 66 Ford City, PA 16226	Armstrong County Manor Township	Crooked Creek Y	
PA0205681 Sewage	SCI Somerset Somerset, PA 15501-0247	Somerset County Black Township	Laurel Run	Y
PA0217654 Sewage	Sugar Run STP PO Box 494 Seward, PA 15954-0494	Westmoreland County St. Clair Township	Conemaugh River Y	

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

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

**NPDES Permit No. PA0065382**, SIC Code 4941, **PA American Water**, 100 Pennsylvania Avenue, Wilkes-Barre, PA 18701.

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

Description of Proposed Action/Activity: Issuance of a new NPDES Permit for a discharge associated with the application of pesticides in Jackson Township, Luzerne County.

**NPDES Permit No. PA0065374**, SIC Code 0782, **PA American Water**, 100 North Pennsylvania Avenue, Wilkes-Barre, PA 18701-1397.

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

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a discharge associated with the application of pesticides in Nesbitt Reservoir, Spring Brook Township, Monroe County.

**NPDES Permit No. PA0065340**, Pesticide, SIC Code 0782, **Stillwater Estates POA**, HC 89, Box 85, Pocono Summit, PA 18346.

This proposed facility is located in Tobyhanna and Coolbaugh Townships, **Monroe County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for pesticide application to Stillwater Lake.

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

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

**WQM Permit No. 1512408**, Sewage, **East Vincent Township**, 262 Ridge Road, Spring City, PA 19475.

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

Description of Action/Activity: Construction and operation of a new 0.25 mgd wastewater treatment plant to replace an existing wastewater treatment plant.

**WQM Permit No. 4612401**, Sewage, **Township of Abington**, 1176 Old York Road, Abington, PA 19001.

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

Description of Action/Activity: Replacing an existing sludge dewatering press with a new sludge centrifuge.

**WQM Permit No. 0999427**, Sewage, **Amendment, Chalfont New Britain Township Joint Sewer Authority**, 1645 Upper State Road, Doylestown, PA 18901-2666.

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



Description of Action/Activity: Modifications to increase plant annual flow capacity from 4.0 mgd to 4.625 mgd.

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

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

Description of Action/Activity: Approval to demolish and rebuild the Berwyn Pump Station.

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

**WQM Permit No. 2012201**, Industrial Waste, **Bortnick Dairy, LLC**, 21820 Palmer Road, Conneautville, PA 16406.

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

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

**WQM Permit No. WQG018844**, Sewage, **Chad M. Breindel**, 982 Mercer Grove City Road, Mercer PA 16137.

This proposed facility is located in Findley Township, **Mercer County**.

Description of Proposed Action/Activity: A single residence sewage treatment plant.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 091010	Scott McGill 4450 McNeal Road Doylestown, PA 18901	Bucks	Plumstead Township	Unnamed Tributary Paunacussing Creek (HQ)
PAI01 4607003-R	Realen Valley Forge Greens Associates 1000 Chesterbrook Boulevard Berwyn, PA 19312	Montgomery	Upper Merion Township	Trout Creek (WWF)

*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>
PAI040009009(2)	Northeastern ITS, LLC 800 Woodlands Parkway, Suite 118 Ridgeland, MS 39157	Columbia Northumberland Lehigh	Conyngham Township Mount Carmel Township Catasauqua Borough, Hanover Township, City of Allentown, City of Bethlehem	Tributary to Mahanoy Creek (CWF, MF) Tributary to Mahanoy Creek (CWF, MF) Lehigh River (WWF, MF) Lehigh Canal (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Catasauqua Creek (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>
PAI040009009(2)	Northeastern ITS, LLC 800 Woodlands Parkway, Suite 118 Ridgeland, MS 39157	Northampton	City of Easton, City of Bethlehem, Glendon Borough, Northampton Borough, Williams Township, North Catasauqua Borough, Wilson Borough, Allen Township, East Allen Township, Lower Saucon Township, Palmer Township, Lower Nazareth Township, Hanover Township, Forks Township	Delaware River (WWF, MF) Tributary to Delaware River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Bull Run (CWF, MF) Saucon Creek (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Tributary to Lehigh River (CWF, MF) Dry Run (CWF, MF) Hokendauqua Creek (CWF, MF) Bushkill Creek (HQ-CWF, MF) Bushkill Creek (HQ-CWF, MF) Delaware River (WWF, MF)
PAI040009009(2)	Northeastern ITS, LLC 800 Woodlands Parkway, Suite 118 Ridgeland, MS 39157	Schuylkill	Ashland Borough, Butler Township, Gilberton Borough, Mahanoy Township, Mahanoy City, Ryan Township, Rush Township, Tamaqua Borough, Walker Township, Girardville, West Penn Township	Trib. to Little Schuylkill River (CWF, MF) Trib. to Little Schuylkill River (CWF, MF) Trib. to Little Schuylkill River (CWF, MF) Rabbit Run (CWF, MF) Tributary to Little Schuylkill River (CWF, MF) Trib. to Little Schuylkill River (CWF, MF) Trib. to Little Schuylkill River (CWF, MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
				Wabash Creek (CWF, MF)
				Trib. to Wabash Creek (CWF, MF)
				Trib. to Little Schuylkill River (CWF, MF)
				Little Schuylkill River (CWF, MF)
				Little Schuylkill River (CWF, MF)
				Little Schuylkill River (CWF, MF)
				Little Schuylkill River (CWF, MF)
				Trib. to Little Schuylkill River (CWF, MF)
				Pine Creek (CWF, MF)
				Pine Creek (CWF, MF)
				Trib. to Pine Creek (CWF, MF)
				Trib. to Pine Creek (CWF, MF)
				Trib. to Pine Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Trib. to Hosensock Creek (CWF, MF)
				Mahanoy Creek (WWF, MF)
				Trib. to Mahanoy Creek (CWF, MF)
				Mahanoy Creek (WWF, MF)
				North Mahanoy Creek (CWF, MF)
				Mahanoy Creek (WWF, MF)
				Trib. to Mahanoy Creek (CWF, MF)
				Trib. to Mahanoy Creek (CWF, MF)
				Trib. to Mahanoy Creek (CWF, MF)
				Mahanoy Creek (WWF, MF)
				Mahanoy Creek (WWF, MF)
				Mahanoy Creek (WWF, MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
				Trib. to Mahanoy Creek (CWF, MF) Trib. to Mahanoy Creek (CWF, MF) Mahanoy Creek (WWF, MF) Mahanoy Creek (WWF, MF)
PAI021308003(1)	PA Turnpike Commission P. O. Box 67676 Harrisburg, Pa 17105	Carbon	Penn Forest Twp.	Stony Creek, EV, MF Panther Creek, HQ-CWF, MF
PAI021311002	PA Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Carbon	Penn Forest Twp.	Carpsoocus Creek, HQ-CWF, MF
PAI023911022	James N. Gentile 7562 Penn Drive Allentown, PA 18106	Lehigh	Weisenberg Twp.	Iron Run, HQ-CWF, MF
PAI024510010	Robert L. Weseloh Seven Bridge Road RR #5, Box 5942 East Stroudsburg, PA 18301	Monroe	Hamilton Twp.	UNT to Appenzell Creek, HQ-CWF, MF
PAI024812008	Palmer Township P. O. Box 3039 Palmer, PA 18043	Northampton	Palmer Twp.	Bushkill Creek, HQ-CWF, MF
PAI026412003	Aqua Pennsylvania, Inc. 1775 North Main St. Honesdale, PA 18431	Wayne	Honesdale Borough	Dyberry Creek, HQ-CWF, MF
PAI024805025R	Fretz Simonds Partnership 188 Jefferson St. Emmaus, PA 18049	Northampton	City of Bethlehem	Saucon Creek, HQ-CWF, MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041412005	Centre Regional Council of Governments 2643 Gateway Dr Ste 1 State College PA 16801	Centre	College Township	Spring Creek HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050312002	Kittanning Suburban Joint Water Authority 710 Tarrtown Road Adrian, PA 16210	Armstrong	North Buffalo and East Franklin Townships	Glade Run and UNTS (TSF), Pine Run and UNTS (HQ-TSF), Long Run (HQ-TSF), Marrowbone Run and UNTS (WWF) and UNTS to Allegheny River (WWF)
PAI052612003	First Energy Corp. 311 South 7th Street Connellsville, PA 15475	Fayette	City of Connellsville	Youghiogheny River (HQ-CWF)
PAI056511005	Ligonier Township Municipal Authority One Municipal Park Drive Ligonier PA 15658 724-238-7464	Westmoreland	Ligonier Township	Laughlintown Run and Naugle Run (HQ-CWF)



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

Elk County Conservation District, Elk Courthouse Annex, 300 Center Street, Ridgway PA 15853

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI062411002	Brockway Borough Municipal Auth 503 Main Street Brockway Pa 15824	Elk	Horton Township	Whetstone Creek HQ;CWF

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

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

### List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

#### General Permit Type—PAG-02

##### Facility Location:

Municipality & County	Permit No.	Applicant Name & Address	Receiving Water/Use	Contact Office & Phone No.
Plumstead Township Bucks County	PAG0200 0909027-R	Stanton Properties, LLC 339 Amwell Road, Building C Hillsborough, NJ 08844	Geedes Run (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Richland Township Bucks County	PAG0200 0912021	Hidden Ponds Associates, LP 1574 Easton Road Warrington, PA 18976	Beaver Run/Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plumstead Township Bucks County	PAG0200 0909093	PA Department of General Services 18th and Herr Streets Harrisburg, PA 19125	Tohickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

## NOTICES

5403

<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>
East Vincent Township Chester County	PAG0200 1512018	East Vincent Township 262 Ridge Road Spring City, PA 19475	Unnamed Tributary Schuylkill River (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Tinicum Township Delaware County	PAG0200 2310013-R	The Four Individuals 716 Industrial Highway Essington, PA 19029	Unnamed Tributary Darby Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Concord Township Delaware County	PAG0200 2312013	Master Locators 2426 East Helms Manor Boothwyn, PA 19061	West Branch Chester Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Clifton Heights Borough Delaware County	PAG0200 2312015	Rabena Bros, Inc. 41 Ruthland Avenue Malvern, PA 19355	Darby Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Chichester Township Delaware County	PAG0200 2312012	Thomas R. Amos Family, LP 2000 Concord Road Chester, PA 19013	Marcus Hook Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Dublin Township Montgomery County	PAG0200 4612042	Paul Leonard 801 Loch Alsh Avenue Fort Washington, PA 19034	Rapp Run (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Gwynedd Township Montgomery County	PAG0200 4606043-R	Robert Cavett PO Box 4, 770 Sumneytown Pk West Point, PA 19486	Unnamed Tributary Towamencin Creek (TSF0)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Merion Township Montgomery County	PAG0200 4611053	Chris Anderson 636 Old York Road Jenkintown, PA 19046	Crow Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Gwynedd Township Montgomery County	PAG0200 4610004	Scott Williams 159 North State Street Newtown, PA 18940	Wissahickon Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Towamencin Township Montgomery County	PAG0200 4612025	Robert A. Ford PO Box 303 1675 Sumneytown Pike Kulpsville, PA 19443	Perkiomen Creek (TSF)	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>	
Limerick Township Montgomery County	PAG0200 4608132-1R	John Ohler 2589 Sibel Circle Lansdale, PA 19446	Unnamed Tributary Schuylkill River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900	
Whitemarsh Township Montgomery County	PAG0200 4611034	Tim Mussle 415 W Willow Grove Avenue Philadelphia, PA 19118	Lorraine Run (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900	
City of Philadelphia Philadelphia County	PAG0201 511203	Corporation of Presiding Bishopric of the Church of Jesus Christ of Latter-Day Saints 50 East North Temple Street Salt Lake City, UT 84150	Schuylkill River (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900	
City of Philadelphia Philadelphia County	PAG0201 511210	Waste Management 448 Lincoln Highway Fairless Hills, PA 19030	Delaware Direct Watershed (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900	
Upper Mount Bethel Twp., Northampton Co.	PAG02004810008R	Samuel M. D'Alessandro 112 North Courtland St. East Stroudsburg, PA 18301	Unnamed Tributary to the Delaware River, CWF, MF	Northampton Co. Cons. Dist. 610-746-1971	
Whitehall Twp., Lehigh Co.	PAG02003909003R	Alfred Picca PennDOT Dist.5-0 1002 Hamilton Blvd. Allentown, PA 18101	Unnamed Tributary to Coplay Creek, CWF, MF	Lehigh Co. Cons. Dist. 610-391-9583	
City of Scranton, Lackawanna Co.	PAG02003512007	Jack Muschlitz Muschlitz Excavating 615 Moorestown Rd. Bath, PA 18014	Senior Health Care Solutions 401 Moltke Ave. Suite 100 Scranton, PA 18505	Unnamed Tributary to Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Bridgewater Twp., Susquehanna Co.	PAG02005812005	Penelec 405 West Plank Rd. Altoona, Pa 16603	Snake Creek, CWF, MF	Susquehanna Co. Cons. Dist. 570-278-4600	

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

<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>
Reading Township Adams County	PAG02000105014R(1)	Phil Garland Lexington Land Developers Corp. 336 West King Street Lancaster, PA 17603	UNT to Conewago Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636



NOTICES

5405

<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>
Bedford and East Saint Clair Twps. Bedford County	PAG02000512005	Amy Placek Pennsylvania Electric Company 76 South Main Street Akron, OH 44308-1890	Oppenheimer/ WWF, UNT to Oppenheimer/ WWF, UNT to Dunning Creek and Dunning Creek/WWF, and Brush Creek/WWF	Bedford Co. Conservation Dist. 702 West Pitt Street Bedford, PA 15522 814.623.7900
Juniata Township Bedford County	PAG02000510005R	Wayne Fochtman 155 Pallet Drive Berlin, PA 15530	Raystown Branch of Juniata River/ TSF	Bedford Co. Conservation Dist. 702 West Pitt Street Bedford, PA 15522 814.623.7900
Pavia Township Bedford County	PAG02000512006	Charles Daus 288 Ickes Heights Road Imler, PA 16655	Bobs Creek/CWF, MF	Bedford Co. Conservation Dist. 702 West Pitt Street Bedford, PA 15522 814.623.79004
Bern Township Berks County	PAG02000612016	Ryan Hunter County of Berks 633 Court Street Reading, PA 19601	UNT to Plum Creek/WWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142

*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>
Ferguson Township Centre County	PAG02001410014R(1)	Dave Palmer S&A Homes Inc 2121 Old Gatesburg Rd Ste 200 State College PA 16801	UNT to Big Hollow CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte PA 16823 (814) 355-6817
Spring Township Centre County	PAG02001412006	Marc Messenger Graymont Inc 194 Match Factory Pl Bellefonte PA 16823	Buffalo Run CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte PA 16823 (814) 355-6817
Anthony Township Montour County	PAG02004712004	Ananias Hershberger 310 PPL Rd Danville PA 17821	Chillisquaque Creek WWF	Montour County Conservation District 112 Woodbine Ln Ste 2 Danville PA 17821 (570) 271-1140

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

*Facility Location:*

*Municipality & County*

*Permit No.*

*Applicant Name and Address*

*Receiving Water / Use*

*Contact Office and Phone No.*

Moon Township  
Allegheny County

PAG02000212031

Perry Roofner  
Robert Morris University  
300 Grant Drive  
Corapolis, PA 15108

Narrows Run  
(WWF)

Allegheny County  
CD  
Lexington  
Technology Park  
Building 1  
Suite 102  
400 North Lexington  
Ave  
Pittsburgh, PA  
15208  
(412) 241-7645

North Fayette  
Township  
Collier Township  
Allegheny County

PAG02000212033

Greg Nance  
Pittsburgh Botanical Garden  
850 Poplar St.  
Pittsburgh, PA 15220

Cedar Run (Deer  
Creek) (CWF)

Allegheny County  
CD  
Lexington  
Technology Park  
Building 1  
Suite 102  
400 North Lexington  
Ave  
Pittsburgh, PA  
15208  
(412) 241-7645

Sewickley Borough  
Allegheny County

PAG02000210060R

Joseph A Marrone  
Quaker Valley School District  
100 Leetsdale Industrial Park  
Suite B  
Leetsdale, PA 15056

Ohio River (WWF)

Allegheny County  
CD  
Lexington  
Technology Park  
Building 1  
Suite 102  
400 North Lexington  
Ave  
Pittsburgh, PA  
15208  
(412) 241-7645

North Fayette  
Township  
Allegheny County

PAG02000207045R

Robert Grimm  
North Fayette Township  
400 Branch Road  
Oakdale, PA 15071

UNT to Half Crown  
Run (WWF)

Allegheny County  
CD  
Lexington  
Technology Park  
Building 1  
Suite 102  
400 North Lexington  
Ave  
Pittsburgh, PA  
15208  
(412) 241-7645

Marshall Township  
Allegheny County

PAG02000212043

James C. Rumbaugh  
Eighty-Four Associates, LP  
722 Pine Valley Drive  
Pittsburgh, PA 15239

UNT to Brush  
Creek (WWF)

Allegheny County  
CD  
Lexington  
Technology Park  
Building 1  
Suite 102  
400 North Lexington  
Ave  
Pittsburgh, PA  
15208  
(412) 241-7645

## NOTICES

5407

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Town of McCandless Allegheny County	PAG02000212028	Gary Herbert Duncan Avenue Associates, LP PO Box 297 Wexford, PA 15090	Pine Creek and Little Pine Creek (TSF)	Allegheny County CD Lexington Technology Park Building 1 Suite 102 400 North Lexington Ave Pittsburgh, PA 15208 (412) 241-7645
City of Pittsburgh Allegheny County	PAG02000212040	Victor Rodriguez A.M. Rodriguez & Associates 600 River Avenue Suite 207 Pittsburgh, PA 15212	Sawmill Run/ Chartiers Creek (WWF)	Allegheny County CD Lexington Technology Park Building 1 Suite 102 400 North Lexington Ave Pittsburgh, PA 15208 (412) 241-7645
Ohio Township Allegheny County	PAG02000212020	Brad Waters Avonworth School District 258 Joseph's Lane Pittsburgh, PA 15237	Ohio River (TSF)	Allegheny County CD Lexington Technology Park Building 1 Suite 102 400 North Lexington Ave Pittsburgh, PA 15208 (412) 241-7645
New Sewickley Township Beaver County	PAG02000412012	Ken Slippey PA Turnpike Commission 700 South Eisenhower Blvd. Middletown, PA 17057	UNT to Brush Creek (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Barr Township Cambria County	PAG02001112011	Barry Legars Northern Cambria AYSO Region 1557 820 3rd Ave Hastings, PA 16646	West Branch of Susquehanna River (CWF)	Cambria County CD 401 Candlelight Drive, Suite 221 Ebensburg, PA 15931 (814) 472-2120
Jackson Township Greene County	PAG02003011003	Consolidation Coal Company 1 Bridge St Monongahela, WV 26554	UNT Toms Run (WWF)	Greene County CD 19 South Washington Street Waynesburg, PA 15370 (724) 852-5278
Jefferson Township Greene County	PAG02003011009	GBT Realty Corporation 201 Summit View Drive Brentwood, TN 37027	Pumpkin Run (WWF)	Greene County CD 19 South Washington Street Waynesburg, PA 15370 (724) 852-5278
Glen Campbell Borough Indiana County	PAG02003211001	Glen Campbell Borough PO Box 43 Glen Campbell, PA 15742	Cush Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Burrell Township Indiana County	PAG02003211013	Sheetz Inc. 5700 Sixth Avenue Altoona, PA 16602	UNT to Blacklick Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Center Township Indiana County	PAG02003212009	EME Homer City Generation, LP 1750 Power Plant Road Homer City, PA 15748	UNT to Two Lick Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Elk Lick Township Somerset County	PAG02005612005	ITI Trailers & Truck Bodies, Inc. PO Box 56 Meyersdale, PA 15552	UNT to Casselman River (WWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15501 (814) 445-4352
California Borough Washington County	PAG02006312004	US Corrugated Rich Lott 400 Technology Drive Coal Center, PA 15423	Pike Run (TSF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Peters Township Washington County	PAG02006312033	South Hills Honda Greg Norton 3663 Washington Road McMurray, PA 15317	UNT to Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Peters Township Washington County	PAG02006307036R	Great Meadows, LP 40 Lintel Drive McMurray, PA 15317	Peters Creek (TSF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Hempfield Township Westmoreland County	PAG02006510010R	The Hempfield Township Municipal Authority 1146 Woodward Drive Greensburg, PA 15601	UNT to Little Sewickley Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Loyalhanna Township Westmoreland County	PAG02006511001	James Panaro Robindale Energy Services, Inc 224 Grange Hall Road PO Box 288 Armagh, PA 15920	Loyalhanna Creek (WWF) & Getty Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
East Huntingdon Township Westmoreland County	PAG02006511017	Swank Associated Companies, Inc Chad Basinger 632 Hunt Valley Road New Kensington, PA 15068	Jacobs Creek (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271



<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Hempfield Township Westmoreland County	PAG02006511018	Daniel Painter Adam Eidemiller, Inc 56 Sheraton Drive Suite 100 Greensburg, PA 15601	UNT to Jacks Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
North Huntingdon Township Westmoreland County	PAG02006512020	Lincoln Hills Associates, LP Robert Shuster 8958 Hill Drive North Huntingdon, PA 15642	UNT to Tinkers Run (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Millcreek Township Erie County	PAG02002512009	Millcreek Township 3608 West 26th Street Erie PA 16506-2037	Walnut Creek / Lake Erie CWF; MF	Erie County Conservation District 814-825-6403
Slippery Rock Township Lawrence County	PAG02003707004R(1)	ALLFAB Manufacturing Attn: Mr. Ralph Pisano 1602 Old Princeton Rd New Castle PA 16101	UNT Big Run WWF	Lawrence County Conservation District 724-652-4512
Union Township Lawrence County	PAG02003707006R(1)	Lawrence Crossing LLC Attn Mr. Leo Golba 136 Abbey Road New Castle PA 16105	UNTs Mahoning River WWF	Lawrence County Conservation District 724-652-4512
Pine Township Mercer County	PAG02004312005	Pine Township c/o George Hagstrom 545 Barkeyville Rd Grove City PA 16127	Barmore Run WWF	Mercer County Conservation District 724-662-2242

*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>
Pottstown Borough Montgomery County	PAR110043	Dana Driveshaft Products LLC 1040 Center Avenue Pottstown, PA 19440	Schuylkill River-3D	Southeast Region Clean Water Program 484.250.5970
Lansdale Borough Montgomery County	PAR600043	Joe Mattero Recycling 316 West 7th Street Lansdale, PA 19446	UNT to West Branch Neshaminy Creek—2F	Southeast Region Clean Water Program 484.250.5970
Berwick Borough Columbia County	PAR234816	Consolidated Container Co. LP 910 Seventh Avenue Berwick, PA 18603	East Branch Briar Creek—5-D	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Monroe Township Bradford County	PAR604828	Lampheres Salvage 407 Dunn Hill Road Monroeton, PA 18832	Unnamed Tributary to French Run—4-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664

<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>
Lawrence Township Clearfield County	PAR314827	Nabors Drilling USA Inc. 143 Cresswood Drive Clearfield, PA 16830	Unnamed Tributary to Wolf Run—8-B	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
City of Jeannette Westmoreland County	PAR216134	Jeannette Shade & Novelty Company 215 North 4th Street PO Box 99 Jeannette, PA 15644-1740	UNT of Brush Creek	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

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

<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>
Slippery Rock Township Butler County	PAR608315	PSC Metals Inc. PO Box 310 Slippery Rock, PA 16057-0310	Unnamed Tributary of Slippery Rock Creek 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4*

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

<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>
Findley Township Mercer County	PAG041077	Chad M Breindel 982 Mercer Grove City Road Mercer, PA 16137	Unnamed Tributary of Mill Creek 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-8*

<i>Facility Name</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Facility Municipality and County</i>	<i>Contact Office &amp; Phone No.</i>
Elderton STP	PAG086110	Eastern Armstrong County Municipal Authority 147 Windy Ridge Lane Elderton, PA 15736	Elderton Borough Armstrong County	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

<i>Facility Name</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Facility Municipality and County</i>	<i>Contact Office &amp; Phone No.</i>
Lower Mount Bethel Township, Northampton County	PAG08-2203	Synagro	Pete Keifer Farm II	PA DEP
	PAG07-0003	1605 Dooley Rd.	4621 Mt. Pleasant Rd.	NERO
	PAG08-0008	P. O. Box B		2 Public Square
	PAG08-3501	Whiteford, MD 21160	Bangor, PA 18013	Wilkes-Barre, PA
	PAG08-0002			18701-1915
	PAG08-3535			570-826-2511
	PAG08-3551			
	PAG08-3517			
	PAG08-9903			
	PAG08-3596			
	PAG08-3510			
	PAG08-2211			
	PAG08-3506			
	PAG08-3522			
	PAG08-3515			
	PAG08-3502			
	PAG08-9904			
	PAG08-3547			
	PAG08-0006			
	PAG08-3540			
	PABIG-9903			
	PAG08-3600			
	PAG08-3565			
	PAG07-3508			
	PAG07-0005			
	PAG08-0003			
	PAG08-3825			
	PAG08-0004			
	PAG08-3518			
	PAG08-9905			
PAG08-3556				
PAG08-0018				
PAG08-3573				
PAG08-3597				
WMGR-099				
PAG08-0011				
PAG08-3567				
PAG08-2219				
PAG08-3573				
PAG08-0021				

## STATE CONSERVATION COMMISSION

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Kent & Keith Beiler 2185 Smyrna Road Paradise, PA 17562	Lancaster	311.9	470.9	Swine/Dairy	NA	Approved
Harvest Lane Farm 910 Jake Landis Road Lititz, PA 17543	Lancaster	246	519.12	Layers/Steers	NA	Approved
Hidden Springs Farm 2916 Safe Harbor Road Millersville, PA 17551	Lancaster	21	358.44	Layers	NA	Approved
Bryan Byers 81 Four Pines Road Quarryville, PA 17566	Lancaster	210.4	0.62	Ducks	HQ	Approved
Theodore L. Esbenshade 29 Engle Road Marietta, PA 17547	Lancaster	500	4096.1	Layers	NA	Approved

**PUBLIC WATER SUPPLY PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for 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. 0612501**, Public Water Supply.  
 Applicant **Crossroads Beverage Group, LLC**  
 Municipality Muhlenberg Township  
 County **Berks**  
 Responsible Official Kirk Richmond, Chief Operating Officer  
 PO Box 1029  
 Silver Springs, FL 34489  
 Type of Facility New bottled water facility.  
 Consulting Engineer Kenneth M Justice, P.E.  
 AEON Geosciences, Inc  
 2120 Bellemead Avenue  
 Havertown, PA 190823-2250  
 Permit to Construct Issued: 8/2/2012

**Permit No. 0612508 MA, Minor Amendment**, Public Water Supply.  
 Applicant **The Caernarvon Township**  
 Municipality Caernarvon Township  
 County **Berks**  
 Responsible Official Robert L Weaver, Chairman  
 P O Box 188  
 Morgantown, PA 19543  
 Type of Facility Construction permit to install equipment to allow Well No. 8 to be pumped to waste automatically.  
 Consulting Engineer Eric D McCracken, P.E.  
 Great Valley Consultants  
 75 Commerce Drive  
 Wyomissing, PA 19610-1038  
 Permit to Construct Issued: 8/2/2012

**Permit No. 3612522 MA, Minor Amendment**, Public Water Supply.  
 Applicant **West Earl Water Authority**  
 Municipality West Earl Township



County **Lancaster**  
 Responsible Official James Houser  
 PO Box 202  
 Brownstown, PA 17508  
 Type of Facility Installation of 2,000-gallon  
 replacement chlorine contact  
 tank.  
 Consulting Engineer 1—Not Available  
 Permit to Construct 8/3/2012  
 Issued:

**Operations Permit** issued to: **McConellsburg Borough Municipal Authority**, 4290005, Todd Township, **Fulton County** on 8/2/2012 for the operation of facilities approved under Construction Permit No. 2907502 MA.

**Operations Permit** issued to: **Northwestern Lancaster County Authority**, 7360164, Penn Township, **Lancaster County** on 7/31/2012 for the operation of facilities approved under Construction Permit No. 3611519.

**Operations Permit** issued to: **Beaver Valley MHV**, 7360101, Providence Township, **Lancaster County** on 8/2/2012 for the operation of facilities approved under Construction Permit No. 3611516.

**Operations Permit** issued to: **Ames Resse, Inc.**, 7361114, East Lampeter Township, **Lancaster County** on 8/2/2012 for the operation of facilities approved under Construction Permit No. 3612501.

**Operations Permit** issued to: **Shippensburg Borough Authority**, 7210043, Southampton Township, **Franklin County** on 7/31/2012 for the operation of facilities approved under Construction Permit No. 2811502.

**Operations Permit** issued to: **Hodges MHP**, 7210068, Silver Spring Township, **Cumberland County** on 7/23/2012 for the operation of facilities approved under Construction Permit No. 2111509 MA.

**Operations Permit** issued to: **Goldsboro Borough Water Company**, 7670131, Goldsboro Borough, **York County** on 8/3/2012 for the operation of facilities approved under Construction Permit No. 6711526 MA.

**Operations Permit** issued to: **PA American Water Co.**, 7210029, Fairview Township, **York County** on 8/2/2012 for the operation of facilities submitted under Application No. 2112511 E.

*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 **Nob Hill Motel Water System**  
 [Township or Borough] Pike Township  
 County **Potter**  
 Responsible Official Ms. Sarah Piaquadio  
 Nob Hill Motel  
 289 Route 6 East  
 Galeton, PA 16922  
 Type of Facility Public Water Supply  
 Consulting Engineer William S. Bray, P.E.  
 373 West Branch Road  
 Wellsboro, PA 16901  
 Permit Issued August 3, 2012

Description of Action Construction of 40 feet of 12-inch  
 detention piping to provide 4-log  
 inactivation of viruses of Well  
 No. 1 water.

**Permit No. Minor Amendment—Operation** Public Water Supply.

Applicant **Town and Country Estates**  
 [Township or Borough] Troy Township  
 County **Bradford**  
 Responsible Official Mr. Gary Butters

Town and Country Estates  
 900 Town and Country Estates  
 Troy, PA 16947

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued August 7, 2012

Description of Action 4-log inactivation of viruses at  
 Entry Point 101 (Well Nos. 1 and  
 2).

**Permit No. Minor Amendment—Operation** Public Water Supply.

Applicant **Twin Hills Village MHP**

[Township or Borough] Fairfield Township

County **Lycoming**

Responsible Official Ms. Leanne Miller

Operations Manager GSP Management Co.

P. O. Box 677  
 Morgantown, PA 19543

Type of Facility Public Water Supply

Consulting Engineer James A. Cieri, P.E.

ACT ONE Consultants, Inc.  
 200 S. 41st Street, Suite A  
 Harrisburg, PA 17111

Permit Issued August 7, 2012

Description of Action Operation of eight 220-gal.  
 vertical water storage tanks  
 connected in series, which were  
 installed to provide 4-log  
 inactivation of viruses in water  
 from Well Nos. 1 and 2.

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

**Permit No. 1112502**, Public Water Supply.

Applicant

**Greater Johnstown Water Authority**

640 Franklin Street  
 Johnstown, PA 15901

[Borough or Township] Upper Yoder Township

County **Cambria**

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co.,

Inc.

1004 Ligonier Street  
 PO Box 853

Latrobe, PA 15650

Permit to Construct Issued

July 31, 2012

**Operations Permit** issued to: **Municipal Authority of the Borough of Oakmont**, PO Box 73, 721 Allegheny Avenue, Oakmont, PA 15139, (PWSID #5020036) Middlesex Township, **Butler County** on July 31, 2012 for the operation of facilities approved under Construction Permit # 0211504.

**Operations Permit** issued to: **Pittsburgh Water & Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222, (PWSID #5020038) City of Pittsburgh, **Allegheny County** on July 27, 2012 for the operation of facilities approved under Construction Permit # 0210504.

**Operations Permit** issued to: **Pittsburgh Water & Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222, (PWSID #5020038) City of Pittsburgh, **Allegheny County** on July 27, 2012 for the operation of facilities approved under Construction Permit # 0210504A1.

**Permit No. 0212505MA, Minor Amendment.** Public Water Supply.

Applicant **Plum Borough Municipal Authority**  
4555 New Texas Road  
Pittsburgh, PA 15235

[Borough or Township] Plum Borough

County **Allegheny**

Type of Facility Boyce Park water storage tank

Consulting Engineer R.F. Mitall & Associates, Inc.  
117 Sagamore Hill Road  
Pittsburgh, PA 15239

Permit to Construct July 26, 2012  
Issued

**Permit No. 0212506MA, Minor Amendment.** Public Water Supply.

Applicant **Plum Borough Municipal Authority**  
4555 New Texas Road  
Pittsburgh, PA 15235

[Borough or Township] Plum Borough

County **Allegheny**

Type of Facility Renton water storage tank

Consulting Engineer R.F. Mitall & Associates, Inc.  
117 Sagamore Hill Road  
Pittsburgh, PA 15239

Permit to Construct July 26, 2012  
Issued

**Permit No. 1112504MA, Minor Amendment.** Public Water Supply.

Applicant **Spangler Municipal Authority**  
102 Philadelphia Avenue  
Northern Cambria, PA 15714

[Borough or Township] Northern Cambria Borough and Barr Township

County **Cambria**

Type of Facility Water system

Consulting Engineer DW LaSota Engineering  
901 6th Avenue  
Patton, PA 16668

Permit to Construct August 7, 2012  
Issued

**Permit No. 5611524MA, Minor Amendment.** Public Water Supply.

Applicant **Indian Lake Borough**  
1301 Causeway Drive  
Central City, PA 15926

[Borough or Township] Indian Lake Borough

County **Somerset**

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.  
450 Aberdeen Drive  
Somerset, PA 15501

Permit to Operate July 27, 2012  
Issued

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

**Operation Permit** issued to **Hayfield Estates LLC**, PWSID #6200049, Hayfield Township, **Crawford County**. Permit Number 2012503 issued August 2, 2012 for the operation of the newly installed chlorine contact tanks at the Public Water Supply system. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on July 31, 2012.

**Operation Permit** issued to **Saegertown Borough**, PWSID #6200043, Saegertown Borough, **Crawford County**. Permit Number 2086502-MA2, issued August 2, 2012 for the operation of 4-Log treatment of viruses for Entry Point 103. This action is taken under the requirements of the Groundwater Rule.

**Operation Permit** issued to **Cranberry Township**, PWSID #5100094, Cranberry Township, Butler County. Permit Number 1009504 issued August 3, 2012 for the operation of the Commonwealth Drive Water Booster Pump Station located in Cranberry Township, **Butler County**, Pennsylvania. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on July 9, 2012.

#### SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

*Plan Location: Act 537 Plan Update Revision, City of Bethlehem*

Borough or Township	Borough or Township Address	County
City of Bethlehem	City Hall 10 E. Church St. Bethlehem, PA 18018	Northampton

*Plan Description: The approved plan provides for the City's Act 537 Plan submitted on February 9, 2012 prepared by Malcolm Pirnie and ARRO, and entitled Act 537 Plan Update Revision.*

The proposal is located in the City of Bethlehem which provides sewerage treatment facilities to the following contributing municipalities: City of Allentown, Hanover Township (Lehigh County), Hanover Township (Northampton County), Lower Saucon Township, Hellertown Borough, Fountain Hill Borough, Salisbury Township, Palmer Township, Bethlehem Township, Lower Nazareth Township, and the Borough of Freemansburg.

The Plan consists of implementing Alternative 5-Plug Flow Operation with Anoxic Selector Zones. This alterna-

tive proposes converting the existing two-stage activated sludge/trickling filter process to a single-stage activated sludge process which will restore the existing plant design capacity of 20 MGD to accommodate the existing and future wastewater needs of the city and its contributing municipalities.

Components of the recommended wet stream alternatives in Alternative 5 include:

- Continued use of existing primary clarifiers.
- Construction of a new secondary treatment train consisting of 4.5 MG new aeration tank volume paired with the existing final clarifiers, which would operate in parallel to the existing aeration tanks and intermediate clarifiers.
- Existing aeration tanks would be retrofit with new, more efficient mechanical aerators, rather than a diffused aeration system. New aeration tanks would be deeper (18-foot SWD) than the existing aeration tanks and use fine bubble diffused aeration.
- Flow would be split equally between both trains.
- An Anoxic Selector Zone will be incorporated in the front of the first pass, for improved settle ability and reduced odor potential. To accommodate the selector zone in the existing ATs, the first mechanical aerator in the pass would need to be replaced with submersible mixing and a baffle wall constructed to prevent back-mixing of flow from the downstream aerated zone.

The estimated opinion of probable cost for Alternative 5 is \$26,854,000.

In addition to the Alternative 5, several other WWTP improvements were recommended based on aging equipment and poor performance. These include:

- Replacement (in-kind) of existing bar screens and grit collector equipment.
- Installation of primary sludge dewatering equipment.
- Conversion of existing chlorine gas disinfection system to liquid sodium hypochlorite disinfection system.
- Construction of a 2,475 sq. ft. laboratory and administration building to be located between Primary Clarifier No. 1 and Trickling Filter No. 1. Administrative and lab functions, along with personnel spaces such as lunchrooms, locker rooms, and showers, would be moved from the existing Control Building into this new space, allowing the existing lab and lunchroom to be used for relocation of the dewatering polymer system.
- Installation of a fourth final effluent pump to increase the plant peak flow capacity to 50 MGD.

The estimated opinion of probable cost for these other WWTP improvements is \$7,230,300.

An evaluation of the solids handling system was also performed as part of this Act 537 Plan. The recommended alternative for solids handling improvements is Alternative 4, which consists of:

- Construction of a new 35 ft. diameter primary sludge thickener located to the south of existing Secondary Digester No. 1 and northeast of Primary Clarifier No. 1.
- Continued pre-thickening of WAS in the existing gravity thickener.
- Replacement of the existing rotary drum thickener with two new gravity belt thickeners. Expansion of the existing mechanical sludge thickener building to accommodate the two new gravity belt thickeners. In addition,

the existing thickening polymer system will be expanded and relocated within the new building expansion.

- Conversion of the two existing secondary digesters into primary digesters through the addition of heating and pumped sludge mixing systems (i.e., Rotamix).
- Construction of a 5th primary digester to be located east of existing Pump Station No. 2, if necessary. The new primary digester would also contain the same pumped sludge mixing systems as the converted secondary digesters. New innovative sludge pretreatment technologies should be considered in the future in lieu of the new digester construction.
- Replacement of the existing heater and mixing systems with a new pumped sludge heating and mixing system in the two existing primary digesters.
- Construction of a new 600,000 gal. sludge storage tank upstream of the solids dewatering process. Replacement of the existing two belt filter presses with three dewatering centrifuges.
- Relocation of existing dewatering polymer systems within the Control Building.

The estimated opinion of probable cost for recommended solids handling improvements is \$19,724,000.

Collection system improvements recommended in this Act 537 Plan consist of those addressing level of service issues, as well as previously documented capital improvement projects (CIP). Approximately 876 linear feet of pipe improvements were recommended to address level of service issues for current and future dry and wet weather flows identified through the City's collection system model simulations. The CIP projects (Priority groups 1 and 2) include approximately 18,310 linear feet of pipe improvements. The overall total opinion of probable cost for the recommended collection system improvements is \$19,296,000.

The Plan provides for restoring the existing plant design capacity of 20 MGD to accommodate the existing and future wastewater needs of the City and its contributing municipalities. Collection/conveyance system improvements will also be made through a Capital Improvement Program based on pre-determined level of service criteria for both the dry weather flow as well as the 5-year design storm flow.

Any required NPDES Permits or WQM Permits must be obtained in the name of the City of Bethlehem.

*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 County</i>
Ligonier Twp.	Ligonier Township Supervisors Westmoreland Mr. Keith Whipkey, Supervisor 1 Municipal Park Drive Ligonier, PA 15658 -8763

*Plan Description:* The project is located in the Loyalhanna Creek Watershed, it will address a section of the Village of Laughlinton in Ligonier Township, Westmoreland County.



This sewer project is an addendum to the Ligonier East Planning area project. The Laughlontown Sewer Project will provide municipal sewer service to 83 additional existing structures in the Loyalhanna Creek Watershed. The project will provide municipal sewage service to the existing structures located along U.S. Route 30, Mill Street, California Avenue, Weimer Avenue, Darr Street, Locust Street and Armour Street. The plan provides for the construction of collection sewers that will expand the sewage service area.

The Department's review of the sewage facilities update revision has not identified any significant environmental impacts results from this proposal.

## 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:

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

**Lord Corporation 12th Street Facility**, City of Erie, **Erie County**. AMEC Environmental & Infrastructure,

Inc., 800 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of Greater Erie Industrial Development Corporation, 5240 Knowledge Parkway, Erie, PA 16510 has submitted a Remedial Investigation/Risk Assessment Report concerning remediation of groundwater contaminated with volatile organic compounds, primarily tetrachloroethene (PCE) and its breakdown products: trichloroethene (TCE), vinyl chloride, and cis-1,2-dichloroethene (cis-1,2-DCE). The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**Stove Works Facility**, Hatboro Borough, **Montgomery County**. James F. Mullan, Hocage Consulting Inc. 987 Haddon Avenue, Collingswood, NJ 08108 on behalf of David Kilcoyne, Plumridge Property, LLC, 237 Jacksonville Road, Hatboro, PA 19040 has submitted a Cleanup Plan/Final Report concerning remediation of site groundwater and soil contaminated with inorganic. The report is intended to document remediation of the site to meet the Site Specific Standard.

**Ambler Boiler House**, Borough of Ambler, **Montgomery County**. Walter H. Hungater, III, RT Environmental Services, Inc. 215 West Church Road, King of Prussia, PA 19406 on behalf of John Zaharchuk, Ambler BH Development Partners, ILLC, 610 West Germantown Pike, Plymouth Meeting, PA 19462 has submitted a Final Report concerning remediation of site soil contaminated with inorganics. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**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 C/O Realty Mark Nexus, 501 Corporation Drive Luxembourg Corporation Center, Langhorne, PA 19047 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Willow Grove Townhouse, L.P.**, Upper Moreland Township **Montgomery County**. Staci Cottone, J&J Spill Service and Supplies, Inc. PO Box 370, Blue Bell, PA 19422 on behalf of D Moser, Willow Crossing Townhomes, L.P., c/o The Moser Group, 300 Brookside Court, Chalfont, PA 18914 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Haverford Animal Hospital**, Lower Merion Township, **Montgomery County**. Staci Cottone, J&J Spill Service and Supplies, Inc., P. O. Box 370, Blue Bell, PA 19422 on behalf of Reginald L. Royster, Jr. D.V.M. Haverford Animal Hospital, 517 West Lancaster, Haverford, PA 19041 has submitted a Final Report concerning remediation of site soil contaminated with gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**A. Leventhal & Sons**, 711 Davis Street, Scranton City, **Lackawanna County**. Martin Gilgallon, Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403 has submitted a Final Report on behalf of his client, Jeffrey



Leventhal, 125 Welsh Hill Road, Clarks Summit, PA 18411, concerning the remediation of soil found to have been impacted by No. 2 fuel oil, which was observed during the removal of an unregulated, 10,000-gallon heating oil underground storage tank. The report was submitted to document attainment of the Non-Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was to have been published in the *Scranton Times* on July 31, 2012. A Notice of Intent to Remediate was simultaneously submitted.

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

**Helene Master Property**, 75 Bernville Road, Robesonia, PA 19551, Heidelberg Township and Borough of Robesonia, **Berks County**. Liberty Environmental, Inc., 50 North Street, 5th Floor, Reading, PA 19601, on behalf of Helene Master Estate, David Rick, Trustee, 2650 Westview Drive, Wyomissing, PA 19610, submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated with leaded and unleaded gasoline from unregulated underground storage tanks. The site is being remediated to a combination of Site-Specific and Residential Statewide Health standards.

**Former BP Terminal 4574**, 901 Mountain Home Road, Sinking Spring, PA 19608, Sinking Spring Borough, **Berks County**. Antea Group, / Antea USA, Inc., 780 East Market Street, Suite 120, West Chester, PA 19382, on behalf of Atlantic Richfield Company, A BP Products North America Inc. Affiliated Company, 501 West Lake Park Boulevard, WL1-28, 160B, Houston, TX 77079 and Reading Terminals Corporation, PO Box 2621, Harrisburg, PA 17105, submitted a Remedial Investigation Report concerning remediation of site soils and groundwater contaminated with petroleum products. The site will be remediated to the Site-Specific standard.

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

**Lord Corporation West 12th Street Facility**, City of Erie, **Erie County**. AMEC Environmental & Infrastructure, Inc., 800 N. Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of the Greater Erie Industrial Development Corporation, 5240 Knowledge Parkway, Erie, PA 16510 and Lord Corporation, 2000 West Grandview Boulevard, Erie, PA 16509 has submitted a Cleanup Plan concerning remediation of site soils and groundwater contaminated with chlorinated solvents, primarily tetrachloroethene, and breakdown compounds. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**Liberty Park**, East Liberty Blvd & Collins Street, City of Pittsburgh, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Karl Schlacter, 5934 Graybrooke Drive, Pittsburgh, PA 15632 has submitted a Final Report concerning the remediation of site soil contaminated with VOC's, SVOC's and metals.

## 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:

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

**Cohrae Site**, Lower Providence Township **Montgomery County**. Justin Lineman, Lewis Environmental, Inc., PO Box 639, Royersford, PA 19468 on behalf of Janet Cohrae, 3000 East High Street, Lot 101, Sanatoga, PA 19464 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 26, 2012.

**12 Catfish Lane**, Lower Providence Township **Montgomery County**. Staci Cottone, J&J Environmental, Inc., PO Box 370, Blue Bell, PA 19422 on behalf of Joe Carbone, Valley Forge Group, LP, 31200 Northwestern Highway, Farmington Hills, MI, 48334 has submitted a Final Report concerning the remediation of site soil contaminated with soil. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 14, 2012.

**Printworks/Nash Printing**, Montgomery Township **Montgomery County**. Alexander Ulmer Barry Isett & Associates, Inc. PO Box 147, Trexlertown, PA 18087, Bill Kunsch, J&J Environmental Inc. PO Box 370 Blue Bell, PA 19422 on behalf of Martin Wolfe, Marlin Properties, LP, 1617 North Line Street, Lansdale, PA 19446 has submitted a Final Report concerning the remediation of site soil contaminated with unleaded gasoline and leaded gasoline. The Final report demonstrated attainment of the statewide Health Standard and was approved by the Department on June 25, 2012.

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

**334 North Cedar Street**, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, 50 North Fifth Street, 5th Floor, Reading, PA 19601, on behalf of Sovereign Bank, N.A. 75 State Street, MAI SST 04-11, Boston, MA 02109, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on July 30, 2012.

**1862 Rockvale Road**, Lancaster, PA 17602, West Lampeter Township, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of Weisenthal, LP, 1835 Pioneer Road, Lancaster PA 17602, submitted a Final Report concerning remediation of site soils and groundwater contaminated with leaded gasoline from an unregulated underground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on July 31, 2012.

**Mount Joy Country Homes**, 501 Union School Road, Mount Joy, PA 17552, Mount Joy Borough, **Lancaster County**. SSM Group, PO Box 6307, Reading, PA 19610, on behalf of Messiah Village, 100 Mount Allen Drive, Mechanicsburg, PA 17055, submitted a Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with lead and arsenic from historical ash fill. The Remedial Investigation and Final Report demonstrated attainment of the Residential Statewide Health and Site-Specific standards, and were approved by the Department on August 1, 2012.

## RESIDUAL WASTE GENERAL PERMITS

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

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

**General Permit No. WMGR081D032. eGreen Electronics Recycling.** This permit is for the beneficial use of electronic equipment and components by sorting, disassembling or mechanical processing. The permit was issued by Central Office on August 1, 2012.

Persons interested in reviewing the general permit may contact Scott Walters, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

**Permit(s) Renewed 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 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 Number WMGR074. Clean Earth Of Philadelphia, LLC**, 3201 S 61st Street, Philadelphia, PA 19153-3502. General Permit Number WMGR074 authorizes processing and beneficial use of biosolids, water treatment plant sludge, paper pulp sludge and lime neutralized industrial water sludge to produce a soil substitute. The approved processing is limited to blending only of soil amendments with the thermally treated soil. The permit was renewed by Central Office on July 29, 2012.

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

## REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

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

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

**General Permit Registration No. 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.

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

**Determination of Applicability for General Permit Renewed 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 Number WMGR074D001. Clean Earth Of Southeast PA, LLC**, 7 Steel Road East, Morrisville, PA 19067. General Permit Number WMGR074 authorizes processing and beneficial use of biosolids, water treatment plant sludge, paper pulp sludge and lime neutralized industrial water sludge to produce a soil substitute. The approved processing is limited to blending only of soil amendments with the thermally treated soil. The determination of applicability was renewed by Central Office on July 29, 2012.

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

#### **AIR QUALITY**

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

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

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

**GP1-09-0099: BMR-350 George Patterson Boulevard, LLC**. (1205 West Lakes Drive, Suite 240, Berwyn, PA 19312) on July 30, 2012, to operate two (2) 10.43 MMBTU/hr boilers in Bristol Township, **Bucks County**.

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

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

**GP5-41-700: PVR Marcellus Gas Gathering, LLC** (100 Penn Tower, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17707) on August 3, 2012, to construct and operate three 1,380 hp Caterpillar model G3516B four-stroke ultra-lean-burn natural gas-fired compressor

engines, one 145 bhp Caterpillar model G3306 four-stroke rich-burn natural gas-fired generator engine, one 25 MMscf/day Triethylene Glycol dehydration unit equipped with a 0.5 MMBtu/hr reboiler, one 40 MMscf/day Triethylene Glycol dehydration unit equipped with a 1.0 MMBtu/hr reboiler, and two 10,000 gallon above-ground produced water tanks at the Red Bend Compressor Station in Cogan House Township, **Lycoming County**.

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

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

**GP5-56-00313A: Caiman Penn Midstream, LLC** (5949 Sherry Lane, Suite 1300 Dallas, TX 75225) on August 6, 2012, to modify and install one (1) additional 210 bbl produced water tank and enhance the capacity of the existing dehydrator to 20 MMscfd at their Miller Connect compressor station in Middlecreek Township, **Somerset County**.

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

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

**GP5-27-032A: Pennsylvania General Energy Co., LLC—Salmon Creek Well No. 1346** (FR 145, Marienville, PA 16239) on July 31, 2012, for operation of one (1) lean burn 2 stroke compressor engine, Ajax DPC-360LE, and one (1) 5,880 gallon produced water storage tank, Tank ID T001, (BAQ/GPA/GP-5) in Jenks Township, **Forest County**.

**GP5-27-036A: Pennsylvania General Energy Co., LLC—Salmon Creek Well No. 1347** (FR 145, Marienville, PA 16239) on July 31, 2012, for operation of one (1) lean burn 2 stroke compressor engine, Ajax DPC-360LE, and one (1) 5,880 gallon produced water storage tank, Tank ID T001, (BAQ/GPA/GP-5), in Jenks Township, **Forest County**.

**GP14-43-362A: Robert L. Snyder Funeral Home, Inc.** (3223 Perry Highway, Sheakleyville, PA 16151) on July 17, 2012, for operation of one (1) US cremation equipment human crematory model Classic rated 150 lbs/hr to 200 lbs/hr, (BAQ/GPA/GP-14), in Sheakleyville Borough, **Mercer County**.

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

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

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

**46-0024F: McNeil Consumer Healthcare** (7050 Camp Hill Road, Fort Washington, PA 19034) on July 30, 2012, for installation of a new tablet coating pan and associated dust collector, reactivation of the Glatt 15 Fluid Bed Processor (Source ID 139), and reconfiguration of existing dust collectors at the existing pharmaceutical facility located in Whitemarsh Township, **Montgomery County**, PA. The Fort Washington facility has the potential to exceed the Philadelphia Consolidated Metropolitan Statistical Area minor source thresholds for each Nitrogen Oxide (NO<sub>x</sub>), and Volatile Organic Compound (VOC), and Particulate Matter (PM) emissions. The facility re-

stricts VOCs and NO<sub>x</sub> to less than 25 tons per year each, and PM to less than 100; therefore the plant is categorized as a Synthetic Minor Facility. The projected increase in total facility wide PM emissions is well below 1.0 tpy, the projected increase in total facility wide VOC emissions is 4.85 tpy, the projected increase in total facility wide Hazardous Air Pollutant (HAP) emissions is 1.55 tpy; however, the facility will remain a synthetic minor with this project. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**48-317-024: ConAgra Food Ingredients Co.** (4888 South Delaware Drive, Martins Creek, PA 18063) on July 23, 2012, for installation of an additional wheat receiving and handling operation at their facility in Lower Mt. Bethel Township, **Northampton County**.

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

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

**28-05002F: Letterkenny Army Depot—US Department of Defense** (AMLD-EN, Chambersburg, PA 17201-4150) on August 2, 2012, for construction of a coating booth for miscellaneous metal coating operations in building 350 at the military facility in Greene - Letterkenny Townships, **Franklin County**. VOC emissions from the booth will be controlled by an existing regenerative thermal oxidizer.

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

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

**14-00002L: Graymont (PA), Inc.** (965 East College Avenue, Pleasant Gap, PA 16823) on July 11, 2012, for proposed design changes to the mine optimization project at their Pleasant Gap Plant in Spring Township, **Centre County**.

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

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

**10-368B: MarkWest Liberty Bluestone LLC—Bluestone Gas Processing Plant** (Hartmann Road, Evans City, PA 16033) on July 30, 2012, for construction of a 50 MMSCF/day capacity natural gas processing plant in Forward Township, **Butler County**. This Plan Approval was previously issued under Keystone Midstream Services, LLC, Plan Approval Number 10-368A and has been reissued due to a transfer of ownership.

**10-359D: MarkWest Liberty Bluestone LLC, Sarsen Gas Processing Plant** (736 Prospect Road, Evans City, PA 16033) on July 30, 2012, for construction of a 40 MMSCF/day capacity natural gas processing plant located in Forward Township, **Butler County**. This Plan Approval was previously issued under Keystone Midstream Services, LLC, Plan Approval Number 10-359B and has been reissued due to a transfer of ownership.

**25-996C: Advanced Finishing USA** (7401 Klier Dr., Fairview Business Park, Fairview PA 16506) on August 1, 2012, for authorization to construct and operate a third surface coating booth at their existing facility in Fairview Township, **Erie County**. The facility currently operates under state only operating permit 25-00996 which expires August 31, 2014.

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

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

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

**09-0196E: Abington Reldan Metals, LLC.** (550 Old Bordentown Road, Fairless Hills, PA 19030) on July 27, 2012, to operate a thermal destructors in Falls Township, **Bucks County**

**23-0105: Hanson Aggregates PA, LLC.** (7660 Imperial Way, Allentown, PA 18195) on July 30, 2012, to operate a fabric filter baghouse in Thornbury Township, **Delaware County**

**46-0040: National Label Co.** (2025 Joshua Road, Lafayette Hill, PA 19444) on July 30, 2012, to operate a regenerative thermal oxidizer (RTO) in Whitemarsh Township, **Montgomery County**

**15-0027J: Johnson Matthey, Inc.—Catalyst Systems** (456 Devon Park Drive, Wayne, PA 19087-1816) on July 31, 2012, located in Treddyffrin Township, **Chester County** for issues relating to the original appeal are contained in the Notice of Appeal, EHB Docket No. 2012-\_\_\_\_\_. The appeal issues and other conditions that have been addressed in the revised Plan approval are outlined below:

a. Section D, Lines 14 and 15 Drying and Calcining (Source ID(s): 203 and 204), Condition #005. The condition(s) have been revised as follows:

“Production runs when pre-control NO<sub>x</sub> emissions are less than or equal to 13.4 lb/hr and VOC emissions are less than 1.1 lb/hr.”

b. Section D, Line 14 SCR System (Source ID: C020), Condition #013 and Line 15 SCR System (Source ID: C021), Condition #014.

Paragraph (a) has been revised as follows:

“The permittee, within one (1) hour of identification, shall notify the Department by telephone, at 484-250-5920, of any failure of the air pollution control system including the events listed below while processing nitrate containing solutions when NO<sub>x</sub> emissions are greater than 13.4 lb/hr and VOC emissions are greater than 1.1 lb/hr.”

Paragraph (b) has been revised as follows:

The permittee shall maintain records of emissions calculations during such reportable events and for exceeding the 13.4 lb/hr NO<sub>x</sub> emission limit for the Drying and Calcining line. The permittee shall submit a written report to the Department within two (2) working days following the reportable incident describing the malfunction, the corrective actions taken, the time, date, and duration of the incident.

c. Section D, Line 14 SCR System (Source ID: C020). A new daily monitoring requirement (Condition #004) for



the flow rate and the operating temperatures to the SCR oxidation and catalyst bed has been added.

d. Section D, Line 14 SCR System (Source ID: C020), Conditions #008 and #009 (was Conditions #007 and #008), Condition #017(i) (was Condition #016(i)). The conditions have been revised to correct the description of the operating parameter (e.g. “inlet” operating temperature or “inlet” gas temperature).

e. Section D, Line 15 SCR System (Source ID: C020), Conditions #004, #008, #009, Condition #017(i), and Condition #021. The conditions have been revised to correct the description of the operating parameter (e.g. “inlet” operating temperature or “inlet” gas temperature).

f. Section C, Condition #002. The condition has been revised to indicate the Plan Approval 15-0027J has superseded Plan Approval 15-0027I

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

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

**28-05011B: Waste Management Disposal Services of PA, Inc.** (9446 Letzberg Road, Greencastle, PA 17225-9317) on July 30, 2012, to expand the existing landfill and the landfill gas collection system at the existing Mountain View Reclamation facility in Antrim Township, **Franklin 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*

**41-00078C: PVR NEPA Gas Gathering, LLC.** (100 Penn Tower, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701) on July 31, 2012, issued a revised plan approval for a change of ownership of the Barto Compressor Station facility from Chief Gathering, LLC to PVR NEPA Gas Gathering, LLC. This facility is located in Penn Township, **Lycoming County**. This revised plan approval contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

**17-00063A: Pennsylvania Grain Processing LLC** (250 Technology Drive, Clearfield, PA 16830) on May 30, 2012, issued a revised plan approval for the change of ownership of the facility from Bionol Clearfield LLC to Pennsylvania Grain Processing LLC. This facility is in Clearfield Borough, **Clearfield County**. This revised plan approval contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

**17-00063B: Pennsylvania Grain Processing LLC** (250 Technology Drive, Clearfield, PA 16830) on May 30, 2012, issued a revised plan approval for the change of ownership of the facility from Bionol Clearfield LLC to Pennsylvania Grain Processing LLC. This facility is in Clearfield Borough, **Clearfield County**. This revised plan approval contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

**17-00063C: Pennsylvania Grain Processing LLC** (250 Technology Drive, Clearfield, PA 16830) on May 30, 2012, issued a revised plan approval for the change of ownership of the facility from Bionol Clearfield LLC to Pennsylvania Grain Processing LLC. This facility is in Clearfield Borough, **Clearfield County**. This revised plan approval contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions.

**19-304-008E: Benton Foundry Inc.** (5297 State Route 487, Benton, PA 17814) on July 3, 2012, issued a revised plan approval to extend the temporary operation of the sources covered until December 12, 2012. This facility is located in Sugarloaf Township, **Columbia County**. The plan approval has been extended.

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

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

**65-00629: CBC Latrobe Acquisition, LLC** (100 33rd Street, Latrobe, PA 15650-1474) to initiate the 180-day period of temporary operation of the wastewater pretreatment system at the Latrobe Brewery located in Latrobe, **Westmoreland County**. The new expiration date shall be January 9, 2013.

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

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

**10-359D: MarkWest Liberty Bluestone LLC—Sarsen Gas Processing Plant** (736 Prospect Road, Evans City, PA 16033) on July 31, 2012, to construct a 40 MMSCF/day capacity natural gas processing plant in Forward Township, **Butler County**.

**20-303A: Crawford Central School District** (860 Thurston Road, Meadville, PA 16335) on July 31, 2012, to construct a new biomass combustion unit providing renewable energy to heat the Meadville Area Middle/High School, **Crawford County** Career & Technical Center and the Meadville Recreation Complex in the City of Meadville, Crawford County.

---

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

---

*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*

**22-05007: Harrisburg Authority Dauphin County** (1670 South 19th Street, Harrisburg, PA 17104-3201) on July 31, 2012, for the Harrisburg Resource Recovery Facility, which is a municipal waste incineration facility in Harrisburg City, **Dauphin County**.

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

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

**55-00023: Kerrico Corp.** (2254 Route 522, Selinsgrove, PA 17870-8732) on July 31, 2012, for renewal of their Title V operating permit for their facility in Penn Township, **Snyder County**. The Title V operating permit

contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**41-00016: Plastic Development Co.** (PO Box 4007, Williamsport, PA 17701-0607) on July 31, 2012, for renewal of their Title V operating permit for their facility in Woodward Township, **Lycoming County**. The Title V operating permit 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*

**62-00032: Ellwood National Forge (ENF)** (1 Front Street, Irvine, PA 16329-1801) on August 1, 2012, for renewal of Title V permit to operate an iron and steel forging products manufacturing in Brokenstraw Township, **Warren County**. The facility's major emission sources include union iron boiler, natural gas space heaters, package heat boilers (2-muirra), PKG degasser boiler, 45T electric arc furnace, ENS annealing furnaces (3), ENF annealing Furnace #5, ENF heat treat (18), ENF heat treat (11), crankshaft file and grind process, vacuum degasser, teeming, scrap handling, slag handling, vehicle travel, shot blast finishing, crankshaft degreasing, ladle furnace, safety klean degreaser units (4), etch house, pipe mold cleaning machine, and nitride furnaces (5). The potential emissions of the pollutants from the facility are, NO<sub>x</sub>: 94.90 TPY (tons per year), CO: 506.07 TPY, SO<sub>x</sub>: 43.41, VOC: 23.60 TPY, PM-10: 30.66 and NH<sub>3</sub>: 10 TPY. Thus, the permit became Title V. The facility is subject to the Compliance Assurance Monitoring Rule (CAM) found in 40 C.F.R. Part 64. Appropriate permit conditions to address the applicable CAM requirements have been included in the permit. The conditions were derived from plan approval 62-032B.

---

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

---

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

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

**39-00096: Behr Processing Corp.** (7529 Morris Court, Allentown, PA 18106-9226) on August 2, 2012, for operation of a paint and coating manufacturing facility in Upper Macungie Township, **Lehigh County**. The source consists of a raw storage area, processing equipment, and a filter fabric control device for particulate control. The source is considered a minor emission source of particulate and volatile organic compound (VOC) emissions. This is 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.

**40-00083: Multi-Plastics Extrusions, Inc.** (600 Dietrich Avenue, Hazleton, PA 18201-7754) on August 1, 2012, to issue a renewal State Only Operating Permit for a plastic film/sheet manufacturing facility in Hazleton City, **Luzerne 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*

**22-03041: Librandi's Machine Shop, Inc.** (93 Airport Drive, Middletown, PA 17057-5022) on July 30, 2012, for the electroplating operations and burn-off oven at the facility in Middletown Borough, **Dauphin County**. The State-only permit was renewed.

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

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

**41-00044: Bastian Tire Sales, Inc.** (430 Washington, Blvd, Williamsport, PA 17701) on July 31, 2012, for renewal of the State Only operating permit for their facility in Williamsport, **Lycoming County**. The facility's sources include one (1) #2 fuel oil/natural gas-fired boiler, one (1) diesel-fired fire pump and one (1) natural gas-fired emergency generator. The State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**49-00035: Warrior Run School District** (4800 Susquehanna Trail, Turbotville, PA 17772) on July 27, 2012, to issue a State Only operating permit, for their elementary and Junior/Senior high schools in **Northumberland County**. The facility's main sources include three (3) coal-fired boilers, two (2) #2 oil-fired boilers, two (2) natural gas-fired boilers, four (4) emergency generators, two (2) cold cleaning parts washers and one (1) woodworking shop. The State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**49-00008: Milton Steel Co.** (6 Canal Street, Milton, PA 17847) on July 27, 2012, for their facility issued a State Only operating permit in Milton Borough, **Northumberland County**. The facility's main sources include a spray painting operation, a welding operation and two dip tanks. The State Only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

**04-00480: Heritage Valley Health System** (1000 Dutch Ridge Rd., Beaver, PA 15009) on August 2, 2012, for a Synthetic Minor Operating Permit renewal for the Beaver County Medical Center in Beaver Boro, **Beaver County**. Equipment at this facility includes two 25.5 mmbtu/hr natural gas or No. 2 fuel oil-fired boilers, one 12.075 mmbtu/hr natural gas or No. 2 fuel oil-fired boiler, four diesel-fired emergency generators, and two ethylene oxide sterilizers. The permit includes monitoring, recordkeeping, reporting, testing, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

**63-00650: Reaxis, Inc.** (941 Robinson Highway, McDonald, PA 15057-2213) on August 2, 2012, a State Only Operating Permit (SOOP) Renewal to authorize the operation of an inorganic tin compounds manufacturing facility located in Robinson Township, **Washington County**.



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

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

**25-00069: BASF Corp.** (1729 East Avenue, Erie, PA 16503) on August 1, 2012, renewed the State Only Operating Permit for their facility in the City of Erie, **Erie County**. The sources at the facility include three natural gas-fired boilers, pneumatic conveyors, loaders, load hoppers, cone mixer, blenders, reactors, reduction vessels, acid removal ovens, catalyst dryers, and tableting operations for the manufacture of metal based catalysts. The potential emissions from this facility are below the Title V thresholds. This facility is a natural minor. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

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

**09-00090: Praxair Distribution Mid-Atlantic LLC—dba GTS-WELCO**, (1 Steel Road East, Morrisville, PA 19067) on July 30, 2012, for an Administrative Amendment to incorporate plan approval 09-0090B into the State Only Operating Permit. Plan approval 09-0090B was issued for the operation and maintenance of an Automated Spray Coating Booth and a Shot Blasting Unit for gas cylinders by all facilities in their business region. Plan approval 09-0090B also contained changes to the operation of the Manual Cylinder Spray Booths at the facility that resulted from the installation of the Automated Spray Coating Booth. The facility is located in Falls Township, **Bucks County**.

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

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

**54-00006: WPS Westwood Generation, LLC** (PO Box 312, US Route 309, Tremont, PA 17981) on July 31, 2012, issued an administrative amendment for this facility in Frailey Township, **Schuylkill County**.

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

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

**24-00119: Advanced Heat Treating** (1057 Trout Run Road, Saint Marys, PA 15857-3124) on August 1, 2012, issued an administrative amendment to the State Operating Permit to incorporate the conditions of plan approval 24-119B for the facility located in Saint Marys City, **Elk County**.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

### Coal Permits Actions

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

**56061301. RoxCOAL, Inc.**, (P. O. Box 149, Friedens, PA 15541). To revise the permit for the Kimberly Run Mine in Somerset Township, **Somerset County** to add subsidence control plan area acres to the existing underground permit area. Subsidence Control Plan Acres Proposed 157.6. No additional discharges. The application was considered administratively complete on March 14, 2011. Application received: December 22, 2010. Permit issued: August 2, 2012.

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

**56060110 and NPDES No. PA0262251. Amerikohl Mining, Inc.**, 1384 State Route 711, Stahlstown, PA 15687, permit renewal for reclamation only of a bituminous surface mine in Milford Township, **Somerset County**, affecting 41.4 acres. Receiving stream(s): unnamed tributaries to and South Glade Creek classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 17, 2012. Permit issued: July 26, 2012.

**32810135 and NPDES No. PA0607606. M. B. Energy, Inc.**, 175 McKnight Road, Blairsville, PA 15717, permit renewal for the continued operation and restoration of a bituminous surface mine in West Wheatfield Township, **Indiana County**, affecting 20.0 acres. Receiving stream(s): unnamed tributary to Blacklick Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 12, 2011. Permit issued: July 9, 2012.

**56940104 and NPDES No. PA0212849. Mountaineer Mining Corporation**, 1010 Garret Shortcut Road, Berlin, PA 15530, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 107.2 acres. Receiving stream(s): UTS to Tubs Run and Laurel Run classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: January 5, 2012. Permit issued: July 6, 2012.

**56010101 and NPDES No. PA0248924. Rosebud Mining Company**, 301 Market Street, Kittanning, PA

16201, permit renewal for the continued operation and restoration of a bituminous surface mine in Elk Lick Township, **Somerset County**, affecting 81.0 acres. Receiving stream(s): UTS to Casselman River and UTS to Elk Lick Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: August 25, 2011. Permit issued: July 10, 2012.

**32100102 and NPDES No. PA0263044. Britt Energies, Inc.**, P. O. Box 515, Indiana, PA 15701, revision of an existing bituminous surface mine to change land use from forestland to pastureland or land occasionally cut for hay and/or cropland in Burrell Township, **Indiana County**, affecting 110.3 acres. Receiving stream(s): unnamed tributaries to the Conemaugh River classified for the following use(s): cold water fishery and warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 11, 2012. Permit issued: July 31, 2012.

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

**33860113 and NPDES Permit No. PA0107387. Cloe Mining Company, Inc.** (P. O. Box J, Grampian, PA 16838) Renewal of an existing bituminous surface mine in Oliver & Young Townships, **Jefferson County** affecting 311.6 acres. Receiving streams: Unnamed tributaries to Little Elk Run and Little Elk Run. Application received: May 15, 2012. Permit Issued: July 31, 2012.

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

**49840103C3. Reading Anthracite Company**, (P. O. Box 1200, Pottsville, PA 17901), correction to an existing anthracite surface mine operation to increase permitted acreage from 127.0 to 160.3 acres for additional support area in East Cameron Township, **Northumberland County**, receiving stream: Mahanoy Creek. Application received: February 13, 2012. Correction issued: July 31, 2012.

**49091301. Robert Shingara**, (311 Shingara Lane, Sunbury, PA 17801), commencement, operation and restoration of an anthracite underground mine operation in Zerbe Township, **Northumberland County** affecting 50.0 acres, receiving stream: Zerbe Run. Application received: August 12, 2009. Permit issued: August 3, 2012.

**49091301GP104. Robert Shingara**, (311 Shingara Lane, Sunbury, PA 17801), General NPDES Permit for stormwater discharges associated with mining activities on Underground Mining Permit No. 49091301 in Zerbe Township, **Northumberland County**, receiving stream: Zerbe Run. Application received: January 10, 2012. Permit issued: August 3, 2012.

*Noncoal Permits Actions*

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

**25122801 and NPDES Permit No. PA0259128. Groundwork Resource, LLC** (8870 Baron Road, McKean, PA 16426) Commencement, operation and restoration of a small industrial minerals mine in McKean Township, **Erie County** affecting 4.1 acres. Receiving streams: Unnamed tributary to Walnut Creek. Application received: May 2, 2012. Permit Issued: August 2, 2012.

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

**66900303C2. Eastern Industries, Inc.**, (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), mapping correction of an existing quarry operation in Mehoopany Township, **Wyoming County** affecting 272.55 acres, receiving stream: unnamed tributaries to Schuylkill River. Application received: March 23, 2012. Correction issued: August 6, 2012.

**66900303GP104. Eastern Industries, Inc.**, (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 66900303 in Mehoopany Township, **Wyoming County**, receiving stream: unnamed tributaries to Susquehanna River. Application received: March 23, 2012. Permit issued: August 6, 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*

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

**21124002. Demtech**, 2500 S. Noah Drive, Saxonburg, PA 16056, blasting activity permit issued for demolition for bridge over Interstate 83 in Lemoyne Boro, **Cumberland County**. Blasting activity permit end date is August 30, 2012. Permit issued: July 31, 2012.

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

**03124001. J & J Snyder, Inc.** (361 Salem Road, Mayport, PA 16240). Blasting activity permit for the reclamation project at the Snyder 2 GFCC, located in Redbank Township, **Armstrong County**. The duration of blasting is expected to last one year. Blasting permit issued: August 2, 2012.

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

**08124141. Hayduk Enterprise Inc.** (257 Riverside Drive, Factoryville, PA 18419). Blasting for pipeline located in Wyalusing Township, **Bradford County**, Cherry Township, **Sullivan County**, and Penn Township, **Lycoming County**. Permit issued: July 31, 2012. Permit expires: June 30, 2013.

**14124111. John W. Gleim Jr. Inc.** (625 Hamilton Street, Carlisle, PA 17013-1925). Blasting for residential development located in Ferguson Township, **Centre County**. Permit issued: July 25, 2012. Permit expires: March 15, 2013.

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

**36124141. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Providence Park in West Lampeter Township, **Lancaster County** with an expiration date of July 31, 2013. Permit issued: August 1, 2012.

**38124118. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for North



Gate Development in Cornwall Borough, **Lebanon County** with an expiration date of July 30, 2013. Permit issued: August 1, 2012.

**58124170. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Salansky Gas Pad in Gibson Township, **Susquehanna County** with an expiration date of July 25, 2013. Permit issued: August 2, 2012.

**58124171. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Delucia Gas Pad in Harford Township, **Susquehanna County** with an expiration date of July 26, 2013. Permit issued: August 2, 2012.

**58124172. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Teddick II Gas Pad in Brooklyn Township, **Susquehanna County** with an expiration date of July 26, 2013. Permit issued: August 2, 2012.

**52124105. Maine Drilling & Blasting**, (PO Box 1140, Gardiner, ME 04345), construction blasting for Blue Heron Woods in Lackawaxen and Blooming Grove Townships, **Pike County** with an expiration date of August 1, 2013. Permit issued: August 3, 2012.

**22124104. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Willow Creek Development in South Hanover Township, **Dauphin County** with an expiration date of July 31, 2013. Permit issued: August 6, 2012.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E23-494. Eastern University**, 1300 Eagle Road, St. David's, PA 19087-3696, Radnor Township, **Delaware County**, ACOE Philadelphia District.

To perform the following activities in and along an unnamed tributary to Gulph Creek (WWF, MF):

1. To install and maintain a chain-link fence above the 100-year floodplain.
2. To remove the existing foot bridge.
3. To stabilize and maintain approximately 130 linear feet of eroded stream bank.

The site is located at Eastern University, West Campus, just southeast of the intersection of Eagle and Radnor Roads, in Radnor (Valley Forge, PA USGS Quadrangle N: 5.6 inches; W: 3.9 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)].

**E15-818. Kennett Square Realty, LP**, 649 W. South Street, Kennett Square, PA 19348, Kennett Square Borough, **Chester County**, ACOE Philadelphia District.

To construct and maintain a mixed-use commercial and residential development on former scrap yard and brownfields site known as Magnolia Place, impacting approximately 0.11 acre of wetlands.

The site is located near the intersection of West Cypress Street and South Mill Road (Kennett Square, PA USGS Quadrangle N: 9.1 inches; W: 6.33 inches).

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

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

**E21-428. East Pennsboro Township**, 98 South Enola Drive, Enola, Pennsylvania 17025, in East Pennsboro Township, **Cumberland County**, ACOE Baltimore District

To construct and maintain a 4.0-foot by 11.0-foot concrete pad, generator, and fence in the floodplain of Conodoguinet Creek (WWF) for the purpose of providing backup power to the Brentwater Pump Station, located along Brentwater Road in East Pennsboro Township,

Cumberland County (Harrisburg West, PA Quadrangle; N: 2.01 inches, W: 9.44 inches; Latitude: 40°15'39.9" Longitude: -76°56'33.7").

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

**E12-185. James E Singer.** 2846 Sizerville Road, Emporium, PA 15834-4856. Singer Dwelling Addition in Portage Creek, Sinnemahoning Floodway, Shippen Township, **Cameron County**, ACOE Baltimore District (Emporium, PA Quadrangle Latitude: 41° 32'49.2"; Longitude: 78° 12' 34.1").

The applicant proposes to construct, operate and maintain a 20-foot x 28-foot addition to an existing dwelling that is located in the 100-year floodway of Portage Creek, Sinnemahoning. Construction of the dwelling addition shall not include any fill placement in the floodway so that flood storage capacity and water surface elevations are unaltered. The project is located along the eastern right-of-way of SR 0155 approximately 2.8-miles north of SR 0120 and SR 0155 intersection. This permit was issued under Section 105.13(e) "Small Projects."

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

**E02-1630. Pennsylvania Department of Transportation—District 11-0,** 45 Thoms Run Road, Bridgeville, PA 15017, Municipality of Monroeville, **Allegheny County**; ACOE Pittsburgh District

Applicant has been given consent to do the following:

1. To construct and maintain an extension to an existing 58 ft. long, 18.6 ft. wide and 7 ft. high arch culvert, with a 20 ft. long 19.2 feet wide and 8 ft. high open bottom box culvert over Piersons Run (TSF) with a drainage area of 2 square miles. (Murrysville, PA Quadrangle: North: 12.8 inches: West: 4.9 inches; Latitude: 40° 26' 44": Longitude: 79° 42' 49").

2. To modify and operate an existing 80 ft. long, 26 ft. span and 10 high culvert in Abers Creek (TSF), with the placement of gabion baskets on top of it at the inlet end.

3. To construct and maintain a 15 foot extension of an existing 36" diameter culvert 100' long and a 10 foot rock apron on an UNT to Abers Creek (TSF).

4. To replace an existing 24" diameter culvert 175 feet long with a new 42" diameter culvert, 200 feet long on an UNT to Abers Creek (TSF).

5. To replace an existing 18" diameter culvert, 320 foot long, with a new 24-inch diameter culvert 320 feet long on a UNT to Abers Creek (TSF).

6. To replace an existing 42" diameter culvert, 380 feet long, with a new 48" diameter culvert 380 feet long on a UNT to Abers Creek (TSF).

7. To construct and maintain various stormwater outfalls to Abers Creek, UNTs to Abers Creek, and Piersons Run.

8. To construct and maintain 650 feet of stream relocation to Abers Creek (TSF), resulting in a net loss of 80 linear feet of stream (Murrysville, PA Quadrangle: North: 10.8 inches and West: 4.9 inches; Latitude: 40° 25' 58" and Longitude: 79° 42' 56").

9. The placement of fill in 0.09 acre of PFO wetlands and 0.01 acres of PEM wetlands.

To mitigate for these impacts to aquatic resources, the applicant will construct a 0.2 acre PFO/PEM wetland onsite. This project (Phase 1 of 3) is associated with SR 286 improvement work with these encroachments extending 1.3 miles north of the SR 286 intersection with SR 22 in the Municipality of Monroeville, Allegheny County (beginning from Murrysville PA Quadrangle: North: 9.5 inches: West: 4 inches; Latitude: 40° 26' 44": Longitude: 79° 42' 49" and ending North: 12.8 inches; West: 4.9 inches; Latitude: 40° 25' 37": Longitude: 79° 43' 20").

**E02-1663. Township of Hampton,** 3101 McCully Road, Allison Park, PA 15101, Hampton Township, **Allegheny County**; ACOE Pittsburgh District.

Has been given consent to remove the existing structures (a culvert from the channel and a floodwall along the left bank of Gourdhead Run) and to construct and maintain a new con-span arch culvert 155 feet long, having a span of 32.0 feet with an underclearance of 8.0 feet in and across the channel of Gourdhead Run (TSF) for the purpose of improving highway safety and to provide access to a proposed Park'n'Ride facility. 248.0 feet of bank restoration and riparian plantings will occur upstream of the culvert extension as mitigation. The project is located on Duncan Avenue, approximately 250.0 feet west from the intersection of SR 8 and Duncan Avenue (Glenshaw, PA Quadrangle; N: 10.75"; W:1 1.75"; Latitude: 40° 33' 35"; Longitude: 79° 57' 37") in Hampton Township, Allegheny County.

**E32-497. GenOn Northeast Management Company,** 121 Champion Way, Suite 200, Canonsburg, PA 15317, West Wheatfield Township, **Indiana County**; ACOE Pittsburgh

Has been given consent to reconstruct, expand, operate and maintain a 1.1 acre (expanded size) desilting basin within the floodplain of the Conemaugh River (WWF). The project is located at the GenOn Conemaugh Power Station along SR 2008 (New Florence, PA Quadrangle; N: 2.1 inches, W: 8.0 inches; Latitude: 40° 23' 15"; Longitude: 79° 03' 27"), in West Wheatfield Township, Indiana County.

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

**E33-245, United Electric Cooperative,** P. O. Box 688, DuBois, PA 15801. Snyder Township, **Jefferson County**. ACOE Pittsburgh District

To construct and maintain a 9,243' long by 10' wide access road and relocate several utility poles within the ROW for power line 12F. Total earth disturbance for the project is approximately 2.5 acres. Total impacts to aquatic resources for the project are 0.018 acre of permanent impact to EV wetland, 19 linear feet of permanent impact to EV stream, and 0.04 acre of temporary impact to EV wetland. Wetland mitigation is not proposed because the permanent impacts are de minimus. (Carman, PA Quadrangle N: 41°, 16', 14"; W: 78°, 51', 10").

**E10-473, Catholic Diocese of Pittsburgh,** 111 Boulevard of the Allies, Pittsburgh, PA 15222, Cranberry Township, **Butler County**, ACOE Pittsburgh District

To fill a total of 0.27 acre of 5 wetlands and impact a total of 1899 linear feet of 11 tributaries to Kaufman Run for the construction of a high school facility on a 69 acre parcel along the north side of S.R. 228 east of the intersection with Franklin Road. Project includes \$5,000 contribution to the PA Wetland Replacement Fund as mitigation for a total of 0.31 acre of wetland impacts and the construction and maintenance of a total of 2110 linear

feet of stream mitigation consisting of 670 feet of work in a tributary to Kaufman Run on site and 1440 feet in Kaufman Run along the north side of Kaufman Run Road southeast of the project site. (Mars, PA Quadrangle N: 40°, 41', 18"; W: 80°, 04', 13")

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

**E4129-029: PVR Marcellus Gas Gathering, LLC**, 100 Penn Tower, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701, Cummings Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) two 12.0 inch diameter water pipe lines and timber matting across Tarkiln Run (EV) impacting 77 linear feet (Waterville Quadrangle 41°18'10"N 77°17'45"W),

(2) two 12.0 inch diameter water pipe lines and timber matting across Ritter Run (EV) impacting 81 linear feet (Waterville Quadrangle 41°17'15"N 77°17'40"W).

The project will result in 158 linear feet of stream impacts and 0.0 acre of wetland impacts, all for the purpose of installing water pipe line with associated access roadways for Marcellus well development.

**E5829-021. Williams Field Services Company, LLC.**, 1605 Coraopolis Heights Road, Moon Township, PA 15108-4310; Harford and Lenox Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. a 20 inch diameter natural gas gathering pipeline and timber mat crossing impacting 78 square feet of an unnamed tributary to Partners Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 56"; Longitude -75° 42' 28"),

2. a 20 inch diameter natural gas gathering pipeline and timber mat crossing impacting 400 square feet of Partners Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 55"; Longitude -75° 42' 22"),

3. a 20 inch diameter natural gas gathering pipeline and timber mat crossing impacting 333 square feet of an unnamed tributary to Sterling Brook (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 58"; Longitude -75° 41' 42"),

4. a 20 inch diameter natural gas gathering pipeline and timber mat crossing impacting 324 square feet of an unnamed tributary to Sterling Brook (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 58"; Longitude -75° 41' 37"),

5. a 20 inch diameter natural gas gathering pipeline crossing impacting 22 lineal feet of Nine Partners Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 53"; Longitude -75° 40' 36"),

6. a timber mat crossing impacting 110 square feet of an unnamed tributary to Butler Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 5"; Longitude -75° 40' 36"),

7. a timber mat crossing impacting 22 square feet of an unnamed tributary to Partners Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 53"; Longitude -75° 40' 33"),

8. a 20 inch diameter natural gas gathering pipeline and timber mat crossing impacting 0.31 acre of PEM wetlands (Lenoxville, PA Quadrangle: Latitude 41° 43' 57"; Longitude -75° 42' 24"),

9. a timber mat crossing impacting 0.01 acre of PEM wetlands (Lenoxville, PA Quadrangle: Latitude 41° 43' 57"; Longitude -75° 41' 42"),

10. a 20 inch diameter natural gas gathering pipeline and timber mat crossing impacting 0.04 acre of PEM wetlands (Lenoxville, PA Quadrangle: Latitude 41° 43' 58"; Longitude -75° 41' 37"),

11. a 20 inch diameter natural gas gathering pipeline crossing impacting 0.02 acre of PEM wetlands (Lenoxville, PA Quadrangle: Latitude 41° 43' 54"; Longitude -75° 40' 41"),

12. a 20 inch diameter natural gas gathering pipeline crossing impacting 0.01 acre of PEM wetlands (Lenoxville, PA Quadrangle: Latitude 41° 43' 55"; Longitude -75° 40' 39"),

13. a 20 inch diameter natural gas gathering pipeline crossing impacting 0.05 acre of PEM wetlands (Lenoxville, PA Quadrangle: Latitude 41° 43' 55"; Longitude -75° 40' 32").

**Williams Field Services Company, LLC** applied for a permit to construct, operate and maintain approximately 2.5 miles of twenty-inch diameter and 0.2 mile of eight-inch diameter natural gas pipeline, requiring 0.3 mile of temporary access roads to be utilized during construction. The pipeline will be constructed within a 75 foot right of way and will be maintained as a 50 foot permanent right of way. The project is located in Harford and Lenox Townships, **Susquehanna County**. The project will impact 364 lineal feet of stream channel and temporarily impact 0.44 acre of wetlands. All for the purpose of conveying Marcellus Shale natural gas to market.

**E5329-011: Tenaska Midstream Pennsylvania, LLC**, 375 Southpointe Boulevard, Suite 350, Canonsburg, PA 15317-8587, Abbot and West Branch Townships, **Potter County**, ACOE Baltimore District.

To construct, operate and maintain Germania (Area-17) Phase 1 Pipeline, with impacts as follows:

1. one 12 inch diameter natural gas line and two 6 inch diameter waterlines via open cut trenching and a temporary timber mat crossing impacting 52.0 linear feet of Boedler Branch (EV, MF) (Galeton, PA Quadrangle, Latitude: N41°38'55.7", Longitude: W77°40'35.7");

2. one 10 inch diameter natural gas line and two 6 inch diameter waterlines via horizontal directional drilling and a temporary timber mat crossing impacting 66.0 linear feet of Germania Branch (EV, MF) (Galeton, PA Quadrangle, Latitude: N41°39'18.8", Longitude: W77°39'56.1");

3. one 10 inch diameter natural gas line and two 6 inch diameter waterlines via horizontal directional drilling and a temporary timber mat crossing impacting 4,792 square feet (0.11 acre) of Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands (Galeton, PA Quadrangle, Latitude: N41°39'18.6", Longitude: W77°39'55.5");

4. one 10 inch diameter natural gas line and two 6 inch diameter waterlines via open cut trenching and a temporary timber mat crossing impacting 2,614 square feet (0.06 acre) of Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands (Galeton, PA Quadrangle, Latitude: N41°39'24.1", Longitude: W77°38'28.1");

5. one 10 inch diameter natural gas line and two 6 inch diameter waterlines via open cut trenching and a temporary timber mat crossing impacting 1,743 square feet (0.04 acre) of Exceptional Value (EV) Palustrine Emer-



gent (PEM) Wetlands (Marshlands, PA Quadrangle, Latitude: N41°39'58.9", Longitude: W77°37'06.2"); and

6. one 10 inch diameter natural gas line and two 6 inch diameter waterlines via open cut trenching and a temporary timber mat crossing impacting 52.0 linear feet of Sliders Branch (EV, MF) (Marshlands, PA Quadrangle, Latitude: N41°39'58.8", Longitude: W77°37'06.0").

The project will result in 170.0 linear feet of temporary stream impacts and 9,149 square feet (0.21 acre) of temporary Exceptional Value PEM wetland impacts all for the purpose of installing a natural gas pipeline, two waterlines, and associated access roadways for Marcellus shale development.

**E0829-043: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 130 linear feet of an unnamed tributary to Sciota Brook (CWF, MF) (Jenningsville, PA, Latitude: 41°33'43", Longitude: -76°14'18");

2. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 2,735 square feet of a Palustrine Emergent Wetland (Jenningsville, PA Quadrangle, Latitude: 41°33'42", Longitude: -76°14'27");

3. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 123 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) (Jenningsville, PA, Latitude: 41°33'34", Longitude: -76°14'31");

4. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 129 linear feet of an unnamed tributary to Sugar Run Creek (CWF, MF) (Jenningsville, PA, Latitude: 41°33'23", Longitude: -76°14'37");

5. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 122 linear feet of an unnamed tributary to Sciota Brook (CWF, MF) and impacting 1,638 square feet of an adjacent Palustrine Emergent Wetland and Palustrine Forested Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°33'1", Longitude: -76°14'53");

6. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 590 square feet of a Palustrine Emergent Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°33'01", Longitude: -76°14'57");

7. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 438 square feet of a Palustrine Emergent Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°32'58", Longitude: -76°14'57");

8. one 10 inch diameter natural gas line impacting 14 linear feet of Sciota Brook (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: 41°32'50", Longitude: -76°14'50");

9. one 10 inch diameter natural gas line impacting 8 linear feet of an unnamed tributary to Sciota Brook (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: 41°32'48", Longitude: -76°14'50");

10. one 10 inch diameter natural gas line and a temporary timber mat bridge impacting 123 linear feet of an unnamed tributary to Sciota Brook (CWF, MF) (Jenningsville, PA, Latitude: 41°32'40", Longitude: -76°14'50");

The project will result in 649 linear feet or 4,353 square feet of temporary stream impacts and 5,401 square feet (.12 acre) of PEM wetland impacts all for the purpose of

installing a natural gas pipeline with associated access roadways for Marcellus shale development. This project is associated with permit application number E5729-032.

**E5829-019. Williams Field Services Company, LLC.**, 2800 Post Oak Blvd, Houston, TX 77056; Brooklyn Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 80 linear feet of an unnamed tributary to Hop Bottom Creek (CWF-MF) (Montrose East, PA Quadrangle: Latitude 41° 46' 05"; Longitude -75° 49' 24"),

2. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 76 linear feet of the Hop Bottom Creek (CWF-MF) (Montrose East, PA Quadrangle: Latitude 41° 45' 59"; Longitude -75° 49' 05"),

3. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 62 linear feet of an unnamed tributary to Hop Bottom Creek (CWF-MF) (Montrose East, PA Quadrangle: Latitude 41° 45' 57"; Longitude -75° 48' 32"),

4. a 12 inch diameter natural gas gathering pipeline crossing impacting 50 linear feet of an unnamed tributary to Hop Bottom Creek (CWF-MF) (Montrose East, PA Quadrangle: Latitude 41° 45' 48"; Longitude -75° 48' 08"),

5. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 13,939 square feet (0.32 acre) of PEM wetlands (Montrose East, PA Quadrangle: Latitude 41° 46' 15"; Longitude -75° 49' 41"),

6. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 36,155 square feet (0.83 acre) of PEM wetlands (Montrose East, PA Quadrangle: Latitude 41° 46' 00"; Longitude -75° 49' 08"),

7. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 5,227 square feet (0.12 acre) of PSS wetlands (Montrose East, PA Quadrangle: Latitude 41° 43' 57"; Longitude -75° 49' 40"),

8. a timber mat crossing impacting 1,742 square feet (0.04 acre) of PEM wetlands (Montrose East, PA Quadrangle: Latitude 41° 43' 57"; Longitude -75° 49' 29"),

9. a 12 inch diameter natural gas gathering pipeline and timber mat crossing impacting 871 square feet (0.02 acre) of PEM wetlands (Montrose East, PA Quadrangle: Latitude 41° 44' 08"; Longitude -75° 48' 59").

All for the purpose of constructing, operating, and maintaining approximately 1.7 mile of ten-inch and 0.3 mile of twelve-inch diameter steel natural gas pipeline from the Williams well pad to the existing Vandermark Pipeline. The project will impact 268 linear feet of temporary stream impacts and temporarily impact 57,935 square feet (1.33 acres) of wetlands, all for the purpose of conveying Marcellus Shale well gas to market.

**E5729-032: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Colley Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 8 inch diameter natural gas line and a temporary timber mat bridge impacting 203 square feet of a Palustrine Emergent Wetland (EV) (Jenningsville, PA Quadrangle, Latitude: 41°32'37", Longitude: -76°14'58");

2. one 8 inch diameter natural gas line and a temporary timber mat bridge impacting 897 square feet of a



Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°32'30", Longitude: -76°15'05");

3. one 8 inch diameter natural gas line and a temporary timber mat bridge impacting 2,044 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41°31'51", Longitude: -76°14'46");

The project will result in 3,144 square feet (0.07 acre) of PEM wetland impacts all for the purpose of installing a natural gas line with associated access roadways for Marcellus shale production.

#### 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 # ESX12-081-0026 (02)

Applicant Name Pennsylvania General Energy Company, LLC

Contact Person Amber Oyler

Address 120 Market Street

City, State, Zip Warren, PA 16365

County Lycoming County

Township(s) Cummings Township

Receiving Stream(s) and Classification(s) 2 UNT to Little Pine Creek (EV), Little Pine Creek (HQ/TSF);

Secondary: Pine Creek (HQ/TSF)

ESCGP-1 # ESX12-015-0146

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) Warren Township

Receiving Stream(s) and Classification(s) UNT Wappasening Creek (CWF);

Secondary: Wappasening Creek (CWF)

ESCGP-1 # ESX12-115-0086

Applicant Name Talisman Energy USA, Inc.

Contact Person Tracy Gregory

Address 337 Daniel Zenker Drive

City, State, Zip Horseheads, NY 14845

County Susquehanna County

Township(s) Apolaccon Township

Receiving Stream(s) and Classification(s) 2 UNT to

Apalachin Creek (CWF/MF);

Secondary: Apalachin Creek (CWF/MF)

ESCGP-1 # ESX12-115-0103

Applicant Name Susquehanna Gathering System

Contact Person John Miller

Address 1299 Oliver Road, P. O. Box 839

City, State, Zip New Milford, PA 18834-0839

County Susquehanna County

Township(s) Harford Township

Receiving Stream(s) and Classification(s) Martin's Creek

Watershed (CWF), East Branch Martin's Creek (CWF)

ESCGP-1 # ESX12-115-0112

Applicant Name Susquehanna Gathering System

Contact Person John Miller

Address 1299 Oliver Road, P. O. Box 839

City, State, Zip New Milford, PA 18834-0839

County Susquehanna County

Township(s) Jackson Township

Receiving Stream(s) and Classification(s) Tunkhannock

Creek (CWF)

ESCGP-1 # ESX12-015-0157

Applicant Name Talisman Energy USA, Inc.

Contact Person Tracy Gregory

Address 337 Daniel Zenker Drive

City, State, Zip Horseheads, NY 14845

County Bradford County

Township(s) Windham Township

Receiving Stream(s) and Classification(s) Babcock Run

(CWF/MF);

Secondary: Prince Hollow Run (CWF/MF)

ESCGP-1 # ESX12-015-0127

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street

City, State, Zip Athens, PA 18810

County Bradford County

Township(s) Tuscarora Township

Receiving Stream(s) and Classification(s) Little Tuscarora

Creek (CWF);

Secondary: Tuscarora Creek (CWF)

ESCGP-1 # ESX12-115-0113

Applicant Name Susquehanna Gathering System

Contact Person John Miller

Address 1299 Oliver Road, P. O. Box 839

City, State, Zip New Milford, PA 18834-0839

County Susquehanna County

Township(s) New Milford Township

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

Lake Creek (HQ);

Secondary: Salt Lick Creek

ESCGP-1 # ESX12-081-0098

Applicant Name PVR NEPA Gas Gathering, LLC

Contact Person Nicholas Bryan

Address 100 Penn Tower, Suite 201-202, 25 West Third

Street

City, State, Zip Williamsport, PA 17701

County Lycoming County

Township(s) Penn Township

Receiving Stream(s) and Classification(s) Derr Run (CWF/

MF)

ESCGP-1 # ESX12-115-0120

Applicant Name Southwestern Energy Production Com-

pany, LLC  
 Contact Person Dave Sweeley  
 Address 917 State Route 92 North  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) Thompson Township  
 Receiving Stream(s) and Classification(s) UNT to South  
 Branch Canawacta Creek (CWF);  
 Secondary: South Branch Canawacta Creek (CWF)

ESCGP-1 # ESX12-081-0083  
 Applicant Name Range Resources—Appalachia, LLC  
 Contact Person Mary Patton  
 Address 100 Throckmorton Street, Suite 1200  
 City, State, Zip Ft. Worth, TX 76102  
 County Lycoming County  
 Township(s) Pine and Cogan House Township  
 Receiving Stream(s) and Classification(s) UNT to Block-  
 house Creek, UNT to Bear Run, Flicks Run (All EV);  
 Secondary: Blockhouse Creek, Bear Run, Flicks Run  
 (All EV)

ESCGP-1 # ESX12-115-0105  
 Applicant Name WPX Energy Marcellus Gathering, 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) Laurel Lake,  
 Little Rhiney Creek (Both CWF/MF) (Tribes to Susque-  
 hanna River Basin Watershed)

ESCGP-1 # ESX12-117-0069  
 Applicant Name PVR Marcellus Gas Gathering, LLC  
 Contact Person Nicholas Bryan  
 Address 100 Penn Tower, Suite 201-202, 25 West Third  
 Street  
 City, State, Zip Williamsport, PA 17701  
 County Tioga County  
 Township(s) Liberty Township  
 Receiving Stream(s) and Classification(s) Salt Spring  
 Run;  
 Secondary: Roaring Branch (EV)

ESCGP-1 # ESX12-131-0016  
 Applicant Name Chief Oil & Gas LLC

Contact Person Jeffrey Deegan  
 Address 6051 Wallace Road, Ext., Suite 100  
 City, State, Zip Wexford, PA 15090  
 County Wyoming County  
 Township(s) Lemon Township  
 Receiving Stream(s) and Classification(s) Horton  
 Creek(CWF/MF);  
 Secondary; Tunkhannock Creek (TSF/MF)

ESCGP-1 # ESX12-081-0027 (01)  
 Applicant Name Pennsylvania General Energy Company,  
 LLC  
 Contact Person Amber Oyler  
 Address 120 Market Street  
 City, State, Zip Warren, PA 16365  
 County Lycoming County  
 Township(s) Cummings Township  
 Receiving Stream(s) and Classification(s) UNT to Little  
 Pine Creek (EV), Little Pine Creek (HQ/TSF), Pine  
 Creek (HQ/TSF);  
 Secondary: Pine Creek (HQ/TSF)

ESCGP-1 # ESX12-115-0123  
 Applicant Name Susquehanna Gathering System  
 Contact Person John Miller  
 Address 1299 Oliver Road, P. O. Box 839  
 City, State, Zip New Milford, PA 18834-0839  
 County Susquehanna County  
 Township(s) New Milford Township  
 Receiving Stream(s) and Classification(s) UNT to East  
 Lake Creek, East Lake Creek Watershed, UNT to  
 Smith Creek, Smith Creek Watershed (HQ)

ESCGP-1 # ESX11-115-0157 (02)  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Patrick Myers, Jr.  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Susquehanna County  
 Township(s) Rush Township  
 Receiving Stream(s) and Classification(s) Deer Lick Creek  
 (CWF), UNT to Deer Lick Creek (CWF) and UNT to  
 Wyalusing Creek (WWF) Wysox-Wyalusing Creeks Wa-  
 tershed;  
 Secondary: Wyalusing Creek (WWF)

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

<i>ESCGP-1 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
OG04-12-004	David Justin Sunoco Pipeline LP 525 Fritztown Road Sinking Springs, PA 19608	Beaver	Industry Borough, Brighton Township, and Potter Township	UNT to Towmile Run (WWF), UNT to Ohio River (WWF), UNT to Fourmile Run (WWF) & Ohio River (WWF)
OG30-10-8-007	Equitrans LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Center Township & Morris Township	UNT to Browns Creek, Lightner Run, Browns Creek, and South Fork to Ten Mile Run (HQ-WWF)
OG30-11-8-001	Texas Eastern Transmission 890 Winter Street Suite 100 Waltham, MA 02451	Greene	Cumberland Township	UNT to Muddy Creek (WWF) Muddy Creek (WWF)
OG30-11-8-002	Consol Energy 200 Evergreen Drive Waynesburg, PA 15370	Greene	Center Township	UNT to West Run/South Fork Ten Mile (HQ-WWF)

<i>ESCGP-1 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
OG30-11-8-004	Equitrans LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Franklin Township, Freeport Township, Gilmore Township, Jefferson Township, Wayne Township, and Whiteley Township	UNT to South Fork Tenmile Creek (WWF), UNT to Muddy Creek (WWF), Mt. Phoebe Run (TSF), UNT to Dyers Fork (TSF), Dyers Fork (TSF), UNT to Smith Creek (WWF), Smith Creek (WWF), UNT to Stewart Run (HQ-WWF), Stewart Run (HQ-WWF), UNT to Maple Run (HQ-WWF), UNT to Pursley Creek (HQ-WWF), Tustin Run (WWF), UNT to Tustin Run (WWF), UNT to Hoovers Run (WWF), Hoovers Run (WWF), UNT to Toms Run (WWF), Toms Run (WWF), Blockhouse Run (WWF), UNT to Blockhouse Run (WWF), Roberts Run (WWF), UNT to Roberts Run (WWF), UNT to Bloody Run (WWF), UNT to Garrison Fork (WWF), Garrsion Fork (WWF), UNT to Hamilton Run (WWF), Hamilton Run (WWF), UNT to Cappo Run (WWF), Rockcamp Run (WWF), UNT to Mt. Phoebe Run (TSF)
OG30-11-8-005	Caiman Energy, LLC 5949 Sherry Lane Suite 1300 Dallas, TX 75225	Greene	Franklin Township	South Fork of Tenmile Run (WWF) and UNT SF Tenmile Run (WWF)
OG30-11-8-006	Dominion Transmission 5094 Route 349 Westfield, PA 16950	Greene	Jefferson Township	Pursley Creek (HQ-WWF) and Maple Run (HQ-WWF)
OG56-12-8-01	Columbia gas of PA, Inc. 150 Hillside Drive Bethel Park, PA 15102	Somerset	Summit Township	Flaugherty Creek (CWF)

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

ESCGP-1 #ESX12-039-0002A—Lippert Unit 1H Major  
Modification & Phase 2  
Applicant Range Resources Appalachia LLC  
Contact Mary C. Patton  
Address 100 Throckmorton Street, Suite 1200  
City Fort Worth State TX Zip Code 76102  
County Crawford Township(s) East Fairfield(s)  
Receiving Stream(s) and Classification(s) UNT to Little  
Sugar Creek—CWF, French Creek

ESCGP-1 #ESX12-121-0015—Eddy Unit 1H  
Applicant Range Resources Appalachia LLC  
Contact Mary C. Patton  
Address 100 Throckmorton Street, Suite 1200  
City Fort Worth State TX Zip Code 76102  
County Venango Township(s) Oakland(s)  
Receiving Stream(s) and Classification(s) UNT to Cherry  
Tree Run—CWF, Oil Creek  
ESCGP-1 #ESX12-019-0148—Halterlein 2064  
Applicant SWEPI LP  
Contact H. James Sewell

Address 190 Thorn Hill Road  
 City Warrendale State PA Zip Code 15086  
 County Butler Township(s) Mercer(s)  
 Receiving Stream(s) and Classification(s) UNT to Wolf  
 Creek—CWF, Wolf Creek

### SPECIAL NOTICES

#### Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

*Northcentral Region: Waste Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.*

The Department of Environmental Protection (Department) approved the Northern Tier joint-county Municipal Waste Management Non-Substantial Plan Revision (“Revision”) for the counties of Bradford, Sullivan, and Tioga on August 3, 2012. The Northern Tier Solid Waste Authority established by Bradford, Sullivan, and Tioga Counties acts as a market participant. The Revision is a public document and may be viewed at the Northcentral Regional Office, at the address noted above. Questions concerning the approval of the Revision should be directed to Larry Holley, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382, or to Michelle Ferguson, Regional Manager, Office of Pollu-

tion Prevention and Energy Assistance, at the Northcentral Regional Office at (570) 327-3636.

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 the 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 may contact the Environmental Hearing Board (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 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.

#### Notice of Certification to Perform Radon-Related Activities in Pennsylvania

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

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Carl Allison Allison Enterprise	153 Sally Road Johnstown, PA 15906	Testing
Roger Baker	1564 Dry Hollow Road Warriors Mark, PA 16877	Testing
Ralph D’Angelo	474 Burnley Lane Drexel Hill, PA 19026	Testing
Joseph Donnelly	3650 Concorde Parkway Suite 100 Chantilly, VA 20151	Testing
David Grammer RAdata, Inc.	27 Ironia Road, Unit 2 Flanders, NJ 07836	Mitigation
Judith Hood-Scheidler Alltech Inspection Services	7228 Baptist Road Bethel Park, PA 15102	Testing
Travis Hoverter	452 Allen Drive Chambersburg, PA 17202	Testing
John Kerrigan	100 Old Kennett Road Wilmington, DE 19807	Mitigation
Neil Klein	702 Manchester Drive Maple Glen, PA 19002	Testing



<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Harry Lehman Alpha Radon Reduction, LLC	P. O. Box 715 2625 Bristol Road Warrington, PA 18976	Mitigation
Christopher Munsch	3927 Trayer Lane Mechanicsburg, PA 17050	Testing
Steve Platz	2797 South Birch Run Erie, PA 16506	Testing
Jeffrey Porte	1962 Wager Road Erie, PA 16509	Testing & Laboratory Analysis
Radon Testing Corporation of America, Inc.	2 Hayes Street Elmsford, NY 10523	Laboratory Analysis
Michael Rhodes	14324 Route 104 Middleburg, PA 17842	Testing
Joel Salansky Value Dry	154 Hansen Access Road King of Prussia, PA 19406	Mitigation
Clarence Sisco	P. O. Box 954 Blue Bell, PA 19422	Testing
Robert Wilmoth	3410 Ellsworth Avenue Erie, PA 16508	Mitigation
Ronald Zimmerman Gold Star Radon—Berks	P. O. Box 179 Kutztown, PA 19530	Mitigation

**DRINKING WATER STATE REVOLVING FUND  
SPECIAL NOTICE**

**Special Notice Under the federal Safe Drinking  
Water Act (SDWA); 42 U.S.C.A. § 300f, et. seq.**

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

*Project Location:*

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Adams Township Water Authority	PO Box 89 Salix, PA 15952	Cambria

*Project Description:* The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Adams Township Water Authority proposes replacing old transite and asbestos water pipe lines with new 6-inch water lines in the Beautyline and Peaceful Valley Road areas of Adams Township. The Department's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

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

**Public Notice of Proposed Consent Order and  
Agreement  
RSR/Jones Chemical Site  
City of Erie, Erie County**

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P. L. 756, No. 108, 35 P. S. §§ 6020.101—6020.1305 (HSCA), notice is hereby provided that the Pennsylvania Department of Environmental Protection (Department) has entered into

a Consent Order and Agreement (CO&A) with the Greater Erie Industrial Development Corporation ("GEIDC") concerning their anticipated ownership and participation in the remediation, pursuant to the Land Recycling Act of a portion of the RSR/Jones Chemical Site ("Site").

In the past, hazardous substances were released at the Site and these substances contaminated the environment at the Site. The Department has investigated releases of hazardous substances disposed at the Site and determined further Response Actions are necessary. Under the terms of the CO&A, GEIDC will complete the construction of an asphalt cap over a former sludge disposal area that will serve as a parking area.

The specific terms of this settlement are set forth in the CO&A between the Department and GEIDC. The Department will receive and consider comments relating to the CO&A for sixty (60) days from the date of this Public Notice. The Department has the right to withdraw its consent to the CO&A if the comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper, or not in the public interest. After the public comment period, the Department's settlement with GEIDC shall be effective upon the date that the Department notifies GEIDC, in writing, that this Consent Order and Agreement is final and effective in its present form, and that the Department has filed a response to significant written comments to the CO&A, or that no such comments were received.

Copies of the CO&A are available for inspection at the Department's Northwest Regional Office. Comments may be submitted, in writing, to Gary Mechtly, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, Pa 16335. Further information may be obtained by contacting Gary Mechtly, at 814.332.6648. TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

**Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for Sediment-impaired Dalmatia Creek Watershed in Northumberland County**

The Department of Environmental Protection will accept comments on the proposed TMDLs developed for the sediment-impaired Dalmatia Creek Watershed in Northumberland 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 Dalmatia Creek in 2002 for impairments caused by excessive siltation from crop related, agricultural activities and associated vegetative removal. 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 Dalmatia 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 TMDL Based Load Reductions in Slate Lick Run*

Pollutant	Existing Load		TMDL	TMDL	Percent Reduction
	(lbs./yr.)	(lbs./day)	Final Allocation (lbs./yr.)	Final Allocation (lbs./day)	
Sediment	8,158,400.0	22,352	6,032,525	16,527	26.1%

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*.

**Request for Comments on the Proposed Total Maximum Daily Loads (TMDLs) Developed for Sediment-impaired Streams of the Spicer Brook Watershed in Bedford County**

The Department of Environmental Protection will accept comments on the proposed TMDLs developed for the

sediment-impaired Spicer Brook Watershed in Bedford County, PA. These TMDLs were established in accordance with the requirements of Section 303(d) of the Clean Water Act. The Pennsylvania Integrated Water Quality Monitoring and Assessment Report included impaired stream segments in this watershed. The listings of these waterbodies were due to use impairments caused by excessive siltation. There currently are no state or federal instream numerical water quality criteria for siltation. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. These proposed TMDLs set allowable loadings of sediment within the sediment-impaired Spicer Brook Watershed. The sediment loading was allocated among the land uses of cropland, hay/pasture land, and associated stream banks 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 Final Load Allocation of the Total Daily Maximum Load Reductions in Spicer Brook*

Pollutant	Existing Load		TMDL	TMDL	Percent Reduction
	(lbs./yr.)	(lbs./day)	(lbs./yr.)	(lbs./day)	
Sediment	182,200.0	499.2	100,106.7	274.3	45.1%

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 45 days after publication in the *Pennsylvania Bulletin*. A public meeting to discuss the technical merits of the TMDLs will be held upon request.

[Pa.B. Doc. No. 12-1602. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Availability of Technical Guidance

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

#### *Ordering Paper Copies of Department Technical Guidance*

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

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to Technical Guidance Documents*

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

#### *Rescission of Technical Guidance*

**DEP ID:** 257-2318-005. **Title:** Policy for Implementing the General Operating Permit Strategy for Aboveground Storage Tanks. **Description:** This Technical Guidance Document was created in 1997 as the initial guideline to implement the regulation of aboveground storage tanks through general operating permits. Program implementation guidelines have been subsequently incorporated into other technical guidance documents, application forms and fact sheets available on the Department's web site, making this document obsolete. **Contact:** Questions regarding this action should be directed to Adam Krichmar at [akrichmar@pa.gov](mailto:akrichmar@pa.gov) or (717) 772-5831.

**Effective Date:** August 28, 2012.

**Title:** Interim Procedures Pertaining to Continuous Source Monitoring System Quarterly Data Reports. **Description:** The interim guidance outlines procedures the Department utilizes whenever Continuous Source Monitoring System Quarterly Data Reports required under 25 Pa. Code § 139.101(5) (relating to general requirements) are inaccurate or not submitted. The procedures have been incorporated into the Continuous Source Monitoring Manual Revision No. 8, DEP ID: 274-0300-001. **Contact:** Douglas Haulik, (717) 772-4482 or [dhaulik@state.pa.us](mailto:dhaulik@state.pa.us).

**Effective Date:** August 28, 2012.

MICHAEL L. KRANCER,  
Secretary

[Pa.B. Doc. No. 12-1603. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Bid Opportunity

**OOGM 12-3, Cleaning Out and Plugging Six Abandoned and Orphan Oil/Gas Wells, (Mr. and Mrs. Randall C. Eury, Clearbrook Community Services Association (c/o Robert J. Gillenberger, Jr., Property Manager), Mr. and Mrs. Jon L. Grimme and Mr. Richard P. Ferraro Properties), Summit, Cranberry, Connoquenessing and Jefferson Townships, Butler County.** The principal items of work and approximate quantities are to clean out and plug six abandoned and orphan oil/gas wells, estimated to be 2,200 feet in depth, to Department of Environmental Protection specifications; to prepare and restore well sites; and to mobilize and demobilize plugging equipment. This project issues on August 17, 2012, and bids will be opened on September 20, 2012, at 2 p.m. Bid documents cost \$10 per set and will not be mailed until payment has been received. A prebid conference is planned for August 30, 2012, at 10 a.m. Contact the Construction Contracts Section at (717) 787-7820 or [joelmiller@pa.gov](mailto:joelmiller@pa.gov) for more information on this bid.

MICHAEL L. KRANCER,  
Secretary

[Pa.B. Doc. No. 12-1604. Filed for public inspection August 17, 2012, 9:00 a.m.]

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

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

Nutrient 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 submitted certification requests received from July 4, 2012, through July 31, 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 requests are being reviewed by the Department. The Department will accept written comments on these proposed pollutant reduction activities for 30 days.

<i>Applicant</i>	<i>Pollution Reduction Activity Description</i>
Stiffler McGraw on behalf of Towanda Municipal Authority WWTP (Bradford County) NPDES Permit No. PA-0034576	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at Towanda Municipal Authority's wastewater treatment plant.
Eastern Snyder County Regional Authority (Snyder County) NPDES Permit No. PA-0110582	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at Eastern Snyder County Regional Authority's wastewater treatment facility.
CET Engineering Services on behalf of Middletown Borough WWTP (Dauphin County) NPDES Permit No. PA-0020664	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at the Middletown Borough wastewater treatment plant.

#### *Written Comments*

Interested persons may submit written comments on this proposed pollutant reduction activity by September 17, 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. 12-1605. Filed for public inspection August 17, 2012, 9:00 a.m.]

### **Public Notice of Availability of Draft National Pollutant Discharge Elimination Systems General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02)**

The Department of Environmental Protection (Department) is proposing to revise the National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02, 2012 amendment) for renewal for 5 years. This General NPDES Permit is issued under the authority of the Clean Water Act (33 U.S.C.A. §§ 1251—1387) and The Clean Streams Law (35 P.S. §§ 691.1—691.1001). The current PAG-02 permit is scheduled to expire at midnight on December 7, 2012. The PAG-02 permit will continue to be in force until formal revision of PAG-02 is completed and announced in the *Pennsylvania Bulletin*, unless rescinded by Department at an earlier date.

A summary of the revisions for the draft PAG-02, 2012 amendment are as follows: long-term operation and maintenance of post construction stormwater Best Management Practices (BMP), licensed professional obligations and Notice of Termination were added to become compliant with the revisions made on November 19, 2010, to 25 Pa. Code Chapter 102 (relating to erosion and sediment control); Part A includes effluent monitoring conditions and limitations for turbidity to maintain compliance with 40 CFR Part 450 (relating to construction and development point source category); Part C changes preconstruction meetings from voluntary to mandatory unless the applicant is informed by the Department or delegated conservation district that it is not necessary; Part C provides for the creation of voluntary riparian forest buffers; Part C allows for municipal separate storm sewer systems to use the Commonwealth's Chapter 102 permitting program to satisfy their minimum control measures 4 and 5 (BMPs 1-2). The Department is also implementing a disturbed acreage fee (\$100 per disturbed acre) that is added to the base fee (\$500) for the permit.

The Department invites public comments on the proposed revisions to PAG-02. Comments must be submitted by September 17, 2012. If there is significant public interest or if requested, the comment period may be extended at the discretion of the Department for an additional 15-day period. Only comments received during the specified comment period will be considered in the final renewal permit. If more significant issues of public interest are raised, the Department may schedule a public meeting or hearing. Written comments should be submitted to Jennifer Orr, Chief of the NPDES Construction and Erosion Control Section at the address as follows. Comments will also be accepted to [ep-pag02comments@state.pa.us](mailto:ep-pag02comments@state.pa.us). Comments sent by facsimile or voice mail will not be accepted.



The proposed PAG-02, 2012 amendment draft permit is available by contacting the Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, P. O. Box 8460, 3rd Floor, Harrisburg, PA 17105-8460, (717) 787-3411, ep-pag02comments@state.pa.us. The proposed PAG-02, 2012 amendment draft permit is also available on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (choose "Public Participation"; then scroll down to "Proposals Currently Open for Comment").

Persons with a disability may contact the Department by using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Following the specified comment period, the Department will review all submitted comments, prepare a comment and response document and the final documents package for this General Permit. Availability of the final permit documents will be announced in the *Pennsylvania Bulletin*.

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-1606. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Storage Tank Advisory Committee Meeting Cancellation

The September 11, 2012, meeting of the Storage Tank Advisory Committee is cancelled. The next meeting is scheduled for December 4, 2012, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning the next scheduled meeting of the Storage Tank Advisory Committee can be directed to Charles M. Swokel at (717) 772-5806 or [cswokel@pa.gov](mailto:cswokel@pa.gov). The agenda and meeting materials for the December 4, 2012, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.dep.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5806 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. 12-1607. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Suspension of Enforcement of the Stage II Vapor Recovery Requirements for Control of Emissions of Volatile Organic Compounds from New and Newly Affected Gasoline Dispensing Facilities in the Philadelphia and Pittsburgh-Beaver Valley Areas

The Department of Environmental Protection (Department) announces that effective July 31, 2012, it suspended enforcement of the Stage II vapor recovery (Stage

II) requirements in 25 Pa. Code § 129.82 (relating to control of VOCs from gasoline dispensing facilities (Stage II)) with regard to new gasoline dispensing facilities that begin operation after July 31, 2012, and gasoline dispensing facilities that are newly affected after July 31, 2012. The Department will continue to enforce the requirements applicable to existing facilities subject to the Stage II requirements until further notice.

The Stage II vapor recovery systems are required for about 1,600 gasoline dispensing facilities in Allegheny, Armstrong, Beaver, Bucks, Butler, Chester, Delaware, Fayette, Montgomery, Philadelphia, Washington and Westmoreland Counties. However, the diminishing emission reduction benefits of Stage II controls no longer justify the cost of these controls for new and newly affected gasoline dispensing facilities.

For owners and operators of gasoline dispensing facilities with existing Stage II vapor control systems in place to meet the Stage II requirements, the Department will continue to require operation and maintenance of those systems in accordance with 25 Pa. Code § 129.82 at this time. The Department has not yet completed the analyses required by the United States Environmental Protection Agency (EPA) that could lead to rulemaking action for repeal of the Stage II requirements and removal of those provisions from the Federally-enforceable State Implementation Plan (SIP). On August 7, 2012, the EPA issued guidance entitled "Guidance on Removing Stage II Gasoline Vapor Control Programs from State Implementation Plans and Assessing Comparable Measures." This guidance will assist the Department in determining the additional SIP requirements, if any, that the Commonwealth and other Northeast states in the Ozone Transport Region will be required to adopt and implement to revise their SIPs.

The Department's exercise of enforcement discretion does not protect an owner or operator of a gasoline dispensing facility from the possibility of legal challenge by third persons under 25 Pa. Code § 129.82 or the Commonwealth's approved SIP.

For more information or questions concerning Stage II requirements, contact Ronald Gray, Division of Compliance and Enforcement, Bureau of Air Quality, (717) 772-3369, [rongray@pa.gov](mailto:rongray@pa.gov).

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-1608. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Water Resources Advisory Committee Ad Hoc Workgroup Special Meetings

An ad hoc workgroup of the Water Resources Advisory Committee will hold two special meetings on Monday, August 27, 2012, and Wednesday August 29, 2012, at 9:30 a.m. in Room 105, Rachel Carson State Office Building, Harrisburg, PA. The purpose of the meeting is to discuss regulatory revisions to the Department of Environmental Protection's (Department) Triennial Rulemaking package that incorporate revisions to 25 Pa. Code Chapter 93 (relating to water quality standards).

Questions concerning this schedule or agenda items can be directed to Duke Adams, (717) 783-4693 or [ranadams@pa.gov](mailto:ranadams@pa.gov). This schedule, an agenda for the meeting and

notices of meeting changes will be available through the Public Participation Center on Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Duke Adams at (717) 783-4693 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. 12-1609. Filed for public inspection August 17, 2012, 9:00 a.m.]

## DEPARTMENT OF REVENUE

[Correction]

### Pennsylvania Cro\$\$word '12 Instant Lottery Game

A typographical error occurred in the notice published at 42 Pa.B. 4986, 4988 (August 4, 2012) announcing the Pennsylvania Cro\$\$word '12 instant lottery game. The correct version of Number 8 is as follows. The remainder of the document was accurate as printed.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When You Have Matched The Letters Of Two (2) Or More Entire Words In "GRID 1" or "GRID 2," You Win The Corresponding Prize Shown In The Prize Legend.*

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 12,000,000 Tickets:
2 WORDS GRID 1	\$5	8.57	1,400,000
3 WORDS GRID 1	\$10	30	400,000
2 WORDS GRID 2	\$10	30	400,000
4 WORDS GRID 1	\$25	120	100,000
BONUS WORD	\$25	120	100,000
5 WORDS GRID 1	\$50	300	40,000
3 WORDS GRID 2	\$50	200	60,000
BONUS WORD × 2	\$50	120	100,000
6 WORDS GRID 1	\$100	1,714	7,000
4 WORDS GRID 2	\$100	1,714	7,000
(5 WORDS GRID 1) + (BONUS WORD × 2)	\$100	1,412	8,500
(3 WORDS GRID 2) + (BONUS WORD × 2)	\$100	1,412	8,500
BONUS WORD × 4	\$100	1,333	9,000
7 WORDS GRID 1	\$250	2,400	5,000
(5 WORDS GRID 1) + (4 WORDS GRID 2) + (BONUS WORD × 4)	\$250	1,600	7,500
(6 WORDS GRID 1) + (3 WORDS GRID 2) + (BONUS WORD × 4)	\$250	1,600	7,500
8 WORDS GRID 1	\$500	12,000	1,000
5 WORDS GRID 2	\$500	12,000	1,000
9 WORDS GRID 1	\$1,000	120,000	100
6 WORDS GRID 2	\$1,000	120,000	100
7 WORDS GRID 2	\$10,000	300,000	40
10 WORDS GRID 1	\$100,000	800,000	15

BONUS WORDS: Win \$25 each time you match one (1) entire bonus word.

Prizes, including top prizes, are subject to availability at the time of purchase.

[Pa.B. Doc. No. 12-1464. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Pennsylvania Platinum Millions Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Platinum Millions.

2. *Price:* The price of a Pennsylvania Platinum Millions instant lottery game ticket is \$20.

3. *Play Symbols:* Each Pennsylvania Platinum Millions instant lottery game ticket will contain one play area

featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions printed in black ink and located in the "WINNING NUMBERS" and area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THY TWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions printed in blue ink and located in the "WINNING NUMBERS" and

area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions printed in black ink and located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Platinum Bar (PLATBAR) symbol and a Ring (RING) symbol. The play symbols and their captions printed in blue ink and located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY).

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$25<sup>00</sup> (TWY FIV), \$30<sup>00</sup> (THIRTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$30, \$40, \$50, \$100, \$200, \$250, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. A player can win up to 20 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Pennsylvania Platinum Millions instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$1MILL (ONE MIL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000. This prize shall be paid as a lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area

under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring (RING) symbol and a prize symbol of \$500 (FIV HUN) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in blue ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in blue ink, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring (RING) symbol and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring (RING) symbol and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.



(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Platinum Bar (PLATBAR) symbol, and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under the Platinum Bar (PLATBAR) symbol, on a single ticket, shall be entitled to a prize of \$200.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in blue ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in blue ink, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Ring (RING) symbol and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in blue ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in blue ink, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in blue ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in blue ink, and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in blue ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in blue ink, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in blue ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in blue ink, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, with the symbol and caption printed in black ink, matches any of the "WINNING NUMBERS" play symbols, with the symbol and caption printed in black ink, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:



When Any Of Your Numbers Match Any Of The Winning Numbers, Win Prize Shown Under The Matching Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets:
\$5 × 4	\$20	30	160,000
\$10 × 2	\$20	30	160,000
\$10 w/ BLUE MATCH	\$20	15	320,000
\$20	\$20	30	160,000
\$5 × 5	\$25	50	96,000
\$25	\$25	50	96,000
\$20 + \$10	\$30	50	96,000
\$30	\$30	75	64,000
\$10 × 4	\$40	300	16,000
\$20 × 2	\$40	300	16,000
(\$10 w/ BLUE MATCH) × 2	\$40	300	16,000
\$20 w/ BLUE MATCH	\$40	300	16,000
\$40	\$40	300	16,000
\$10 × 5	\$50	300	16,000
\$25 × 2	\$50	300	16,000
(\$20 × 2) + \$10	\$50	300	16,000
\$25 w/ BLUE MATCH	\$50	300	16,000
\$50	\$50	300	16,000
\$20 × 5	\$100	300	16,000
(\$25 w/ BLUE MATCH) × 2	\$100	300	16,000
\$50 w/ BLUE MATCH	\$100	300	16,000
\$100	\$100	300	16,000
RING w/ (\$10 × 20)	\$200	240	20,000
\$20 × 10	\$200	600	8,000
\$50 × 4	\$200	600	8,000
(\$50 w/ BLUE MATCH) × 2	\$200	600	8,000
\$100 w/ BLUE MATCH	\$200	600	8,000
\$200 w/ PLATINUM BAR	\$200	240	20,000
\$200	\$200	600	8,000
RING w/ (\$25 × 20)	\$500	1,500	3,200
\$50 × 10	\$500	3,429	1,400
\$100 × 5	\$500	3,429	1,400
(\$50 × 5) + (\$25 × 10)	\$500	3,429	1,400
(\$100 × 2) + \$250 + \$50	\$500	3,429	1,400
(\$25 w/ BLUE MATCH) × 10	\$500	3,000	1,600
(\$50 w/ BLUE MATCH) × 5	\$500	3,000	1,600
(\$200 w/ PLATINUM BAR) × 2) + \$100	\$500	1,600	3,000
\$500	\$500	3,429	1,400
RING w/ (\$50 × 20)	\$1,000	7,500	640
\$250 × 4	\$1,000	15,000	320
\$500 × 2	\$1,000	12,000	400
(\$100 × 5) + (\$50 × 10)	\$1,000	15,000	320
(\$100 × 2) + \$500 + \$250 + \$50	\$1,000	15,000	320
(\$100 w/ BLUE MATCH) × 5	\$1,000	8,571	560
\$500 w/ BLUE MATCH	\$1,000	8,571	560
(\$200 w/ PLATINUM BAR) × 5	\$1,000	8,571	560
\$1,000	\$1,000	12,000	400
RING w/ (\$500 × 20)	\$10,000	133,333	36
\$10,000	\$10,000	133,333	36
\$100,000	\$100,000	600,000	8
\$1,000,000	\$1,000,000	1,200,000	4

When matching numbers are BLUE, win DOUBLE the prize shown under the matching number. Reveal a "PLATINUM BAR" (PLATBAR) symbol, win \$200 instantly. Reveal a "RING" (RING) symbol, win all 20 prizes shown.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Platinum Millions instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Platinum Millions, prize money from winning Pennsylvania Platinum Millions instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Platinum Millions instant lottery game, the right of a ticket holder to claim

the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Platinum Millions or through normal communications methods.

DANIEL MEUSER,  
Secretary

[Pa.B. Doc. No. 12-1610. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Pennsylvania The Price Is Right® '12 Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania The Price Is Right® '12.

2. *Price:* The price of a Pennsylvania The Price Is Right® '12 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania The Price Is Right® '12 instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "WHEEL NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "WHEEL NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY) a Bill (BILL) symbol and a Plinko® (PLINKO) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "WINNING NUMBERS" area are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTN), \$25<sup>00</sup> (TWY FIV), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$25, \$50, \$100, \$200, \$400, \$1,000, \$10,000 and \$100,000. A player can win up to 12 times on a ticket.

6. *Second-Chance Drawings:* The Pennsylvania Lottery will conduct two The Price Is Right® second-chance

drawings for which non-winning Pennsylvania The Price Is Right® '12 instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:*

Approximately 8,400,000 tickets will be printed for the Pennsylvania The Price Is Right® '12 instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "PRIZE" area to the right of the matching "WHEEL NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "PRIZE" area to the right of the matching "WHEEL NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols is a Bill (BILL) symbol, and a prize symbol of \$10,000 (TEN THO) appears in the "PRIZE" area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "PRIZE" area to the right of the matching "WHEEL NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols is a Bill (BILL) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "PRIZE" area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "PRIZE" area to the right of the matching "WHEEL NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols is a Bill (BILL) symbol, and a prize symbol of \$400 (FOR HUN) appears in the "PRIZE" area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "PRIZE" area to the right of the matching "WHEEL NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(i) Holders of tickets upon which any one of the "WHEEL NUMBERS" play symbols is a Bill (BILL) symbol, and a prize symbol of \$200 (TWO HUN) appears in the "PRIZE" area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$200.

(j) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Plinko® (PLINKO) symbol, and a prize symbol of \$25.00 (TWY FIV) appears in the “PRIZE” area to the right of that Plinko® (PLINKO) symbol, on a single ticket, shall be entitled to a prize of \$125.

(k) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area to the right of the matching “WHEEL NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Bill (BILL) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Plinko® (PLINKO) symbol, and a prize symbol of \$15.00 (FIFTN) appears in the “PRIZE” area to the right of that Plinko® (PLINKO) symbol, on a single ticket, shall be entitled to a prize of \$75.

(n) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$50.00 (FIFTY) appears in the “PRIZE” area to the right of the matching “WHEEL NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Bill (BILL) symbol, and a prize symbol of \$50.00 (FIFTY) appears in the “PRIZE” area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Plinko® (PLINKO) symbol, and a prize symbol of \$10.00 (TEN DOL) appears in the “PRIZE” area to the right of that Plinko® (PLINKO) symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$25.00 (TWY FIV) appears in the “PRIZE” area to the right of the matching “WHEEL NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(r) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Bill (BILL)

symbol, and a prize symbol of \$25.00 (TWY FIV) appears in the “PRIZE” area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$25.

(s) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Plinko® (PLINKO) symbol, and a prize symbol of \$5.00 (FIV DOL) appears in the “PRIZE” area to the right of that Plinko® (PLINKO) symbol, on a single ticket, shall be entitled to a prize of \$25.

(t) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$15.00 (FIFTN) appears in the “PRIZE” area to the right of the matching “WHEEL NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(u) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Bill (BILL) symbol, and a prize symbol of \$15.00 (FIFTN) appears in the “PRIZE” area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$15.

(v) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$10.00 (TEN DOL) appears in the “PRIZE” area to the right of the matching “WHEEL NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Bill (BILL) symbol, and a prize symbol of \$10.00 (TEN DOL) appears in the “PRIZE” area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$5.00 (FIV DOL) appears in the “PRIZE” area to the right of the matching “WHEEL NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(y) Holders of tickets upon which any one of the “WHEEL NUMBERS” play symbols is a Bill (BILL) symbol, and a prize symbol of \$5.00 (FIV DOL) appears in the “PRIZE” area to the right of that Bill (BILL) symbol, on a single ticket, shall be entitled to a prize of \$5.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Wheel Number Matches Either Winning Number, Win Prize Shown To The Right Of The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets</i>
\$5 w/ BILL	\$5	15	560,000
\$5	\$5	20	420,000
\$5 × 2	\$10	75	112,000
(\$5 w/ BILL) × 2	\$10	85.71	98,000
\$10 w/ BILL	\$10	33.33	252,000
\$10	\$10	85.71	98,000
(\$10 w/ BILL) + (\$5 w/ BILL)	\$15	120	70,000
\$15 w/ BILL	\$15	120	70,000
\$15	\$15	60	140,000
\$5 × 5	\$25	300	28,000
\$15 + \$10	\$25	300	28,000

<i>When Any Wheel Number Matches Either Winning Number, Win Prize Shown To The Right Of The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets</i>
\$5 w/ PLINKO	\$25	300	28,000
\$25 w/ BILL	\$25	300	28,000
\$25	\$25	300	28,000
\$25 × 2	\$50	600	14,000
(\$5 w/ PLINKO) × 2	\$50	600	14,000
\$10 w/ PLINKO	\$50	600	14,000
\$50 w/ BILL	\$50	600	14,000
\$50	\$50	600	14,000
(\$25 × 2) + (\$5 × 10)	\$100	2,000	4,200
\$10 × 10	\$100	2,000	4,200
\$25 × 4	\$100	2,000	4,200
\$50 × 2	\$100	2,000	4,200
(\$10 w/ PLINKO) × 2	\$100	3,000	2,800
\$100 w/ BILL	\$100	2,000	4,200
\$100	\$100	2,000	4,200
(\$50 × 2) + (\$10 × 10)	\$200	20,000	420
\$100 × 2	\$200	20,000	420
(\$10 w/ PLINKO) × 4	\$200	20,000	420
\$200 w/ BILL	\$200	20,000	420
\$200	\$200	15,000	560
(\$25 × 10) + \$100 + \$50	\$400	40,000	210
(((\$10 w/ PLINKO) × 4) + ((\$5 w/ PLINKO) × 8))	\$400	40,000	210
\$100 × 4	\$400	30,000	280
\$400 w/ BILL	\$400	40,000	210
\$400	\$400	40,000	210
(((\$15 w/ PLINKO) × 10) + ((\$25 w/ PLINKO) × 2))	\$1,000	40,000	210
\$100 × 10	\$1,000	40,000	210
\$1,000 w/ BILL	\$1,000	40,000	210
\$1,000	\$1,000	40,000	210
\$10,000 w/ BILL	\$10,000	240,000	35
\$10,000	\$10,000	240,000	35
\$100,000	\$100,000	840,000	10

Get a "BILL" (BILL) symbol, win prize shown to the right automatically.

Get a "PLINKO" (PLINKO) symbol, win 5X the prize shown to the right of it.

Prizes, including top prizes, are subject to availability at the time of purchase.

**10. Pennsylvania Lottery's The Price Is Right® Second-Chance Drawings Requirements:**

(a) To be eligible for the Pennsylvania Lottery's The Price Is Right® second-chance drawings, players must enter one non-winning PA-0944 The Price Is Right® '12 (\$5) instant lottery ticket via the Lottery's website (palottery.com). To enter non-winning tickets players must visit the Lottery's website, click on The Price Is Right® second-chance drawings promotional link, follow the instructions to establish an entry account and enter the identifying information from one PA-0944 The Price Is Right® '12 (\$5) instant lottery ticket.

(1) Players must be members of the Pennsylvania Lottery VIP Players Club to submit entries.

(2) The contents of the entry account must be accurate and complete. Incomplete entry accounts cannot be submitted.

(3) Only one claimant per entry allowed.

(4) Claimant must be 18 years of age or older.

(5) Entries must be submitted from an internet connected device located within Pennsylvania.

(6) The only entry method for a Pennsylvania Lottery's The Price Is Right® second-chance drawing is via the

Pennsylvania Lottery's website. Entries mailed to the Pennsylvania Lottery will be disqualified.

(b) Entering a non-winning PA-0944 The Price Is Right® '12 (\$5) instant ticket will entitle the player to either one, two, three, four or five entry(ies) into the next available of two Pennsylvania Lottery's The Price Is Right® second-chance drawings. Players may submit unlimited entries for the Pennsylvania Lottery's The Price Is Right® second-chance drawings.

**11. Pennsylvania Lottery's The Price Is Right® Second-Chance Drawings:**

(a) The Lottery will conduct two second-chance drawings as part of the Pennsylvania Lottery's The Price Is Right® promotion. All time references in this section are Eastern Time.

(1) All Pennsylvania Lottery's The Price Is Right® second-chance drawing entries received on or before 11:59:59 p.m. November 1, 2012, will be entered in the Pennsylvania Lottery's The Price Is Right® second-chance drawing, which will be held the week of November 5, 2012.

(2) All Pennsylvania Lottery's The Price Is Right® second-chance drawing entries received after 11:59:59 p.m. November 1, 2012, through 11:59:59 p.m. January 17, 2013, will be entered in the Pennsylvania Lottery's The Price Is Right® second-chance drawing, which will be held the week of January 21, 2013.



(3) The odds of an entry being selected in a Pennsylvania Lottery's The Price Is Right® second-chance drawing depend upon the number of entries received for that drawing.

(b) To be eligible to participate in the Pennsylvania Lottery's The Price Is Right® second-chance drawing, entries must have complied with the requirements of section 10.

(c) The Lottery assumes no responsibility for late, lost or misdirected entries not entered into the Pennsylvania Lottery's The Price Is Right® second-chance drawings.

(d) If a Pennsylvania Lottery's The Price Is Right® second-chance drawing entry is rejected during or following a Pennsylvania Lottery's The Price Is Right® second-chance drawing, the sole remedy is to select another entry to replace the rejected entry in accordance with these rules and Lottery procedure.

(e) A computer-generated randomizer will be used to select the winners.

(f) A player may only win the prize for which they are first selected in each of the Pennsylvania Lottery's The Price Is Right® second-chance drawings. Subsequent entries, from the same individual, selected in the same Pennsylvania Lottery's The Price Is Right® second-chance drawing will be disqualified and a replacement entry will be selected.

(g) If any discrepancy exists between the Pennsylvania Lottery's The Price Is Right® second-chance drawing rules and any material describing the Pennsylvania Lottery's The Price Is Right® second-chance drawing, the Pennsylvania Lottery's The Price Is Right® second-chance drawing rules shall govern.

(h) Employees of the Pennsylvania Lottery and its agents, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Pennsylvania Lottery's The Price Is Right® second-chance drawings. Offer void where prohibited or restricted.

(i) If, for any reason, the Pennsylvania Lottery's The Price Is Right® second-chance drawings are not capable of running as planned due to, without limitation, errors in these rules or advertising, tampering, unauthorized intervention, fraud, technical failures, human error or any other cause beyond the control of the Pennsylvania Lottery that, in the sole judgment of the Pennsylvania Lottery, could corrupt or affect the administration, security, fairness, integrity or proper conduct of the drawings, the Pennsylvania Lottery reserves the right, at its sole discretion, to cancel, terminate, modify or suspend the Pennsylvania Lottery's The Price Is Right® second-chance drawings.

(j) All entries shall be subject to verification by the Pennsylvania Lottery.

(k) The Pennsylvania Lottery's The Price Is Right® second-chance drawings are governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(l) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. However, winners of the Las Vegas Game Show Experience Trip Package that intend to take the trip must make that election prior to February 15, 2013.

(m) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(n) The payment of a prize awarded in a Pennsylvania Lottery's The Price Is Right® second-chance drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

12. *Description of Pennsylvania Lottery's The Price Is Right® second-chance drawing prizes:*

(a) The first through the fifth winners selected in each of the two Pennsylvania Lottery's The Price Is Right® second-chance drawings shall be entitled to a Las Vegas Game Show Experience Trip Package prize.

(1) Each Las Vegas Game Show Experience Trip Package prize shall consist of a four-day, three-night trip for the prizewinner and up to one (1) guest to Las Vegas, Nevada and includes:

(i) Roundtrip coach airfare from any U.S. International airport to McCarran International Airport in Las Vegas (inclusive of all security fees, taxes and surcharges);

(ii) All ground transfers between McCarran International Airport and the destination hotel, and between SGI hosted events;

(iii) Accommodations of one (1) deluxe hotel room for three (3) nights (double occupancy, room and room tax only);

(iv) One thousand dollars (\$1,000) spending money for the winner, provided in the form of a check two (2) weeks prior to the scheduled trip departure dates;

(v) A welcome reception upon arrival in Las Vegas;

(vi) Federal withholding taxes on the value of the Las Vegas Game Show Experience Trip Package prize; and

(vii) One (1) opportunity to play the Las Vegas Game Show Experience in Las Vegas as detailed in section 12(a)(3).

(2) A Las Vegas Game Show Experience Trip Package prizewinner opting for the cash value of the Las Vegas trip package will receive \$7,500.00, less required federal withholding. Las Vegas Game Show Experience Trip Package prizewinners receiving the cash equivalent of the Las Vegas Game Show Experience Trip Package prize, or a portion thereof, either as a result of an election of the winner or because it is determined that the winner has outstanding support obligations, will not be eligible to participate in person or via proxy in the Las Vegas Game Show Experience.

(3) Each Las Vegas Game Show Experience Trip Package prizewinner shall have the option to participate as a contestant in the \$1 Million Las Vegas Game Show Experience. Each Las Vegas Game Show Experience Trip Package prizewinner will play six (6) games. The six featured games will be LET'S MAKE A DEAL™, FAMILY FEUD®, THE PRICE IS RIGHT®, PRESS YOUR LUCK®, CARD SHARKS™ and MATCH GAME™. Each game shall be an abbreviated version of the television game show. All prizes will be cash prizes. Each game will be played separately. After a game ends, any cash won during that game will be tallied for the Las Vegas Game Show Experience Trip Package prizewinner and cannot be used in the remaining games. The total amount of cash won on the stage show by the Las Vegas Game Show Experience Trip Package prizewinner will be mailed to the winner within ten (10) business days after the winner's departure from Las Vegas. The top prize available will be one million dollars (\$1,000,000.00). The odds

of winning the top prize will be 1 in 972. The Las Vegas Game Show Experience Trip Package prizewinner's guest may sit with the winner in the audience but will not be eligible to be a contestant on the Las Vegas Game Show Experience. The Las Vegas Game Show Experience Trip Package prizewinner will attend a training session during their scheduled Las Vegas Game Show Experience day to review the rules of the Las Vegas Game Show Experience and learn how to play the six (6) featured games.

(b) The sixth through the eighth winners selected in each of the two Pennsylvania Lottery's The Price Is Right® second-chance drawings shall be entitled to \$1,000.

(c) The ninth through the twelfth winners selected in each of the two Pennsylvania Lottery's The Price Is Right® second-chance drawings shall be entitled to \$500.

(d) In the event a prize described in this section is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

(e) Prizes are transferrable one time. Original winner will be responsible for all applicable taxes.

(f) Other restrictions may apply.

*13. Las Vegas Game Show Experience Trip Package Prize Restrictions:*

(a) Air travel for the Las Vegas Game Show Experience Trip Package will be booked on a major airline, as defined by the Federal Aviation Administration, from a U.S. International airport to McCarran International Airport in Las Vegas.

(b) The Las Vegas Game Show Experience Trip Package does not include: mileage, insurance, gratuities, meals, parking fees, baggage fees, alcoholic beverages, personal expenses such as telephone calls, valet service, laundry, incidentals and the like, revision or cancellation fees which may be charged by the hotel or other suppliers, or any other items not expressly specified herein.

(c) If the Las Vegas Game Show Experience Trip Package prizewinner is traveling via air and fails to appear at the designated time and place of departure, the balance of his or her trip shall be forfeited with the exception of the one thousand dollars (\$1,000) spending money component of the Las Vegas Game Show Experience Trip Package; however, the Lottery shall appoint a proxy to play the Las Vegas Game Show Experience for the Las Vegas Game Show Experience Trip Package prizewinner and the Las Vegas Game Show Experience Trip Package prizewinner shall receive any prizes won by the proxy.

(d) If the Las Vegas Game Show Experience Trip Package prizewinner fails to check in to the destination hotel when he or she arrives in Las Vegas, the balance of the Las Vegas Game Show Experience Trip Package prize shall be forfeited with the exception of the one thousand dollars (\$1,000) spending money and the return air fare components of the Las Vegas Game Show Experience Trip Package; however, the Lottery shall appoint a proxy to play the Las Vegas Game Show Experience for the Las Vegas Game Show Experience Trip Package prizewinner and the Las Vegas Game Show Experience Trip Package prizewinner shall receive any prizes won by the proxy.

(e) If the Las Vegas Game Show Experience Trip Package prizewinner fails to arrive for his or her sched-

uled participation in the Las Vegas Game Show Experience, the Las Vegas Game Show Experience Trip Package prizewinner forfeits the right to personally participate in the Las Vegas Game Show Experience; however, the Lottery shall appoint a proxy to play the Las Vegas Game Show Experience for the Las Vegas Game Show Experience Trip Package prizewinner and the Las Vegas Game Show Experience Trip Package prizewinner, shall receive any prizes won by the proxy.

(f) In the event that a Las Vegas Game Show Experience Trip Package prizewinner is determined to be unable to attend the trip after the trip has been booked, the balance of the trip prize shall be forfeited with the exception of the one thousand dollars (\$1,000) cash portion of the Las Vegas Game Show Experience Trip Package, less any withholding taxes; however, the Lottery shall appoint a proxy to play the Las Vegas Game Show Experience for the Las Vegas Game Show Experience Trip Package prizewinner and the Las Vegas Game Show Experience Trip Package prizewinner shall receive any prizes won by the proxy.

(g) The Las Vegas Game Show Experience Trip Package prizewinner must be 18 years of age to win the Las Vegas Game Show Experience Trip Package prize. The Las Vegas Game Show Experience Trip Package prizewinner must be 21 years of age to play the Las Vegas Game Show Experience. If the Las Vegas Game Show Experience Trip Package prizewinner is not 21 years of age, the Lottery shall appoint a proxy to play the Las Vegas Game Show Experience for the Las Vegas Game Show Experience Trip Package prizewinner and the Las Vegas Game Show Experience Trip Package prizewinner shall receive any prizes won by the proxy.

(h) The Las Vegas Game Show Experience Trip Package prizewinner, designee(s), or guest(s) must have a valid credit card or shall be required to post cash deposit for incidentals to check into the hotel.

(i) The Las Vegas Game Show Experience Trip Package prizewinner is solely responsible for the actions of the guest who accompanies the Las Vegas Game Show Experience Trip Package prizewinner on the trip. If a Las Vegas Game Show Experience Trip Package prizewinner's guest is a minor, the Las Vegas Game Show Experience Trip Package prizewinner must (A) be the parent or legal guardian of such guest, or (B) must present a notarized, written consent from the minor's parent or legal guardian for the minor guest to accompany the Las Vegas Game Show Experience Trip Package prizewinner on the trip.

(j) The Lottery is not responsible for injury, loss or damage to person or property in connection with the Las Vegas Game Show Experience Trip Package. Las Vegas Game Show Experience Trip Package prizewinners participate solely at their own risk and responsibility.

(k) Other restrictions may apply.

*14. Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania The Price Is Right® '12 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

*15. Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania The Price Is Right® '12, prize money from winning Pennsylvania The Price Is Right® '12 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania The Price Is Right®

'12 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

16. *Governing Law*: In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

17. *Termination of the Game*: The Secretary may announce a termination date, after which no further tickets from this game may be sold. Such announcement will be disseminated through media used to advertise or promote Pennsylvania The Price Is Right® '12 or through normal communications methods.

DANIEL MEUSER,  
*Secretary*

[Pa.B. Doc. No. 12-1611. Filed for public inspection August 17, 2012, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**Orograin Bakeries Manufacturing, Inc., d/b/a Stroehmann Bakeries v. DEP and Centura Development Company, Inc. and/or Keith Eck, Permittee; EHB Doc. No. 2012-140-M; 6-30-12—Issuance of NPDES Permit No. PAI 044112001**

Orograin Bakeries Manufacturing, Inc., d/b/a Stroehmann Bakeries has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Centura Development Company, Inc. and/or Keith Eck for stormwater discharges associated with construction activities in Old Lycoming Township, Lycoming County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,  
*Chairperson*

[Pa.B. Doc. No. 12-1612. Filed for public inspection August 17, 2012, 9:00 a.m.]

## HOUSING FINANCE AGENCY

**Homeowner's Emergency Mortgage Assistance Program; Availability of Funds and Restart of Program; Uniform Notice; Current List of Counseling Agencies and Interest Rate for Loans Closed in 2012**

Under section 409-C of the Housing Finance Agency Law (act) (35 P.S. § 1680.409c), the Executive Director of the Housing Finance Agency (Agency) has determined that the Agency will have sufficient money available in the Homeowner's Emergency Mortgage Assistance Program (HEMAP) Fund to begin accepting and approving applications for emergency mortgage assistance. The Agency is publishing this notice to inform homeowners, mortgagees and mortgage servicers that the Program will begin accepting applications for mortgage assistance and that mortgagees and mortgages shall again be subject to Article IV-C of the act (35 P.S. §§ 1680.401c—1680.412c) and the Agency's Program guidelines in 12 Pa. Code Chapter 31, Subchapter B (relating to policy statement on Homeowner's Emergency Mortgage Assistance Program).

The notice published at 41 Pa.B. 2789 (May 28, 2011) indicated that the Agency projected that funds would be insufficient to allow the Agency to accept new applications for emergency mortgage assistance after June 30, 2011. A supplemental notice was published at 41 Pa.B. 3943 (July 16, 2011) to clarify that on or after August 27, 2011, lenders could take legal action to enforce a mortgage without having to send an Act 91 notice.

The act of June 27, 2012 (P.L. 648, No. 70) (Act 70) provides funding for the HEMAP. Consequently, the Program will begin immediately to accept applications for assistance.

### *Act 91 Notice—Form of the Notice*

The form of the Act 91 notice has not been changed. The current form of the notice is the same as that published by the Agency at 38 Pa.B. 4859 (August 30, 2008). A copy of the notice follows as Exhibit A. This is the form of notice that must be used by mortgagees and mortgage servicers going forward as the Program restarts. As of October 2, 2012, this notice must be provided in accordance with the provisions of the act. Mortgagees and mortgage servicers may not use any previously published form of the Act 91 notice. Sending a notice in a form that was published by the Agency prior to August 30, 2008, does not meet the requirements of the act and will be considered defective. Mortgagees and mortgage servicers should not add additional or extraneous language to the form or place inconsistent information in the form. For example, putting the notice on letterhead can result in conflicting contact numbers or including a payment coupon can be confusing to the homeowner. Those inappropriate practices may result in referrals under consumer protection laws.

Mortgagees must send all notices required by law. Act 70 makes it very clear that there are serious consequences when the mortgagee or mortgage servicer does not send an Act 91 notice to homeowners or sends a defective notice (that is, one that does not meet the requirements of the form notice published by the Agency; one that does not contain all of the information required by the form of the notice; or one that contains confusing, additional, conflicting or inappropriate information). In



those cases the trial court may dismiss the foreclosure action, order the service of a corrected notice, impose a stay of the action or impose other appropriate remedies.

*Current List of Counseling Agencies by County*

The Agency contracts with counseling agencies to help the homeowner submit an application to the Agency for HEMAP. A current list of counseling agencies can be found on the Agency's web site at <http://www.phfa.org/counseling/hemap.aspx>.

This list is current as of the date of publication of this notice and will be updated periodically by the Agency on the web site. Many of the counseling agencies serve more than one county or have multiple offices. A list of counseling agencies available for the county in which the property being foreclosed upon is located must be attached to or otherwise made a part of the Act 91 notice. If the property is located in more than one county a list of counseling agencies for each county in which it is located must be attached. Lenders should not attach a complete list of counseling agencies for all counties in this Commonwealth or for counties where the property is not located. This will only confuse homeowners and will make the notice defective.

*Effective Dates*

A. This notice takes effect immediately upon publication in the *Pennsylvania Bulletin* and the Agency will begin accepting applications for HEMAP under Act 91 and the Program guidelines. Applications are made through counseling agencies approved by the Agency, which are authorized to accept applications immediately.

B. Beginning October 2, 2012, a mortgagee or mortgage servicer must send homeowners an Act 91 notice under section 402-C of the act (35 P. S. § 1680.402c) prior to the beginning of any legal action including mortgage foreclosure. The mortgagee or other person sending the Act 91 notice must supply the Agency with either a copy of the Act 91 notice or information concerning notices sent under the act and 12 Pa. Code § 31.211 (relating to Act 91 Notices; information to be supplied to the Agency).

C. If a mortgagee or mortgage servicer began a legal action prior to the date referred to in previously listed paragraph B and an Act 91 notice was not sent to the homeowners because none was required under the act and the Program guidelines due to insufficient funding for continuation of the Program (see 41 Pa.B. 2789 and 41 Pa.B. 3943), the Agency strongly urges mortgagees and

mortgage servicers to advise homeowners and the homeowners attorney of record if applicable, of the restart of HEMAP and to provide them with an up-to-date list of counseling agencies available to help them make application to the Agency.

D. Homeowners who are currently in foreclosure and potentially eligible for HEMAP may apply for mortgage assistance even though they have not received an Act 91 notice due to the temporary suspension of the Program and the fact that mortgagees and mortgage servicers were not obligated to send Act 91 notices prior to the beginning of a foreclosure action. However, the homeowner is at risk of losing the home in foreclosure since the mortgagee or mortgage servicer is currently under no obligation to stay the foreclosure action pending the Agency's consideration of the HEMAP application. If a homeowner, who is currently in foreclosure but has not received an Act 91 notice, applies to the Agency for mortgage assistance, the mortgagee or mortgage servicer is strongly urged to stay all foreclosure action for a period of 60 days to allow the Agency to make a decision on the application. (The counseling agency and the Agency each routinely notify the mortgagee or the mortgage servicer that a HEMAP application has been filed.) It is highly recommended that homeowners facing a possible sheriff sale be provided an opportunity for the Agency to review and act upon their application for possible assistance.

E. If and when an application is approved by the Agency, the mortgagee or mortgage servicer shall promptly provide the Agency with reinstatement figures so that the Agency can get the HEMAP loan closed under 12 Pa. Code § 31.203(b)(11) (relating to notice; application procedures).

*Interest Rate for HEMAP Loans Closed in 2012*

Under section 406-C of the Housing Finance Agency Law (35 P. S. § 1680.406c), the Agency is to determine prior to the end of each calendar year, the rate of interest for HEMAP loans closed in the next calendar year, which rate is not to exceed the rate of interest established by the Department of Banking under section 301 of the act of January 30, 1974 (P. L. 13, No. 6), referred to as the Loan Interest and Protection Law, and referred to commonly as the Usury Law. The Agency has determined that the rate of interest for HEMAP loans closed during calendar year 2012 shall be 4.75%.

BRIAN A. HUDSON, Sr.,  
*Executive Director*

(Rev. 9/2008)

**Appendix A**

Date: \_\_\_\_\_

**ACT 91 NOTICE  
TAKE ACTION TO SAVE  
YOUR HOME FROM  
FORECLOSURE\***

This is an official notice that the mortgage on your home is in default, and the lender intends to foreclose. Specific information about the nature of the default is provided in the attached pages.

The HOMEOWNER'S EMERGENCY MORTGAGE ASSISTANCE PROGRAM (HEMAP) may be able to help to save your home. This Notice explains how the program works.

To see if HEMAP can help, you must MEET WITH A CONSUMER CREDIT COUNSELING AGENCY WITHIN 33 DAYS OF THE DATE OF THIS NOTICE. Take this Notice with you when you meet with the Counseling Agency.

The name, address and phone number of Consumer Credit Counseling Agencies serving your County are listed at the end of this Notice. If you have any questions, you may call the Pennsylvania Housing Finance Agency toll free at 1-800-342-2397. (Persons with impaired hearing can call (717) 780-1869).



This Notice contains important legal information. If you have any questions, representatives at the Consumer Credit Counseling Agency may be able to help explain it. You may also want to contact an attorney in your area. The local bar association may be able to help you find a lawyer.

LA NOTIFICACIÓN EN ADJUNTO ES DE SUMA IMPORTANCIA, PUES AFECTA SU DERECHO A CONTINUAR VIVIENDO EN SU CASA. SI NO COMPRENDE EL CONTENIDO DE ESTA NOTIFICACIÓN OBTENGA UNA TRADUCCIÓN INMEDIATAMENTE LLAMANDO ESTA AGENCIA (PENNSYLVANIA HOUSING FINANCE AGENCY) SIN CARGOS AL NUMERO MENCIONADO ARRIBA. PUEDE SER ELEGIBLE PARA UN PRÉSTAMO POR EL PROGRAMA LLAMADO "HOMEOWNER'S EMERGENCY MORTGAGE ASSISTANCE PROGRAM" EL CUAL PUEDE SALVAR SU CASA DE LA PERDIDA DEL DERECHO A REDIMIR SU HIPOTECA.

\* (Must be at least 30 point type)

HOMEOWNER'S NAME(S): \_\_\_\_\_  
 \_\_\_\_\_  
 PROPERTY ADDRESS: \_\_\_\_\_  
 \_\_\_\_\_  
 LOAN ACCT. NO.: \_\_\_\_\_  
 ORIGINAL LENDER: \_\_\_\_\_  
 CURRENT LENDER/SERVICER: \_\_\_\_\_

**HOMEOWNER'S EMERGENCY MORTGAGE ASSISTANCE PROGRAM**

YOU MAY BE ELIGIBLE FOR FINANCIAL ASSISTANCE  
 WHICH CAN SAVE YOUR HOME FROM FORECLOSURE AND  
 HELP YOU MAKE FUTURE MORTGAGE PAYMENTS

IF YOU COMPLY WITH THE PROVISIONS OF THE HOMEOWNER'S EMERGENCY MORTGAGE ASSISTANCE ACT OF 1983 (THE "ACT"), YOU MAY BE ELIGIBLE FOR EMERGENCY MORTGAGE ASSISTANCE:

- IF YOUR DEFAULT HAS BEEN CAUSED BY CIRCUMSTANCES BEYOND YOUR CONTROL,
- IF YOU HAVE A REASONABLE PROSPECT OF BEING ABLE TO PAY YOUR MORTGAGE PAYMENTS, AND
- IF YOU MEET OTHER ELIGIBILITY REQUIREMENTS ESTABLISHED BY THE PENNSYLVANIA HOUSING FINANCE AGENCY.

*TEMPORARY STAY OF FORECLOSURE*—Under the Act, you are entitled to a temporary stay of foreclosure on your mortgage for thirty (30) days from the date of this Notice (plus three (3) days for mailing). During that time you must arrange and attend a "face-to-face" meeting with one of the consumer credit counseling agencies listed at the end of this Notice. THIS MEETING MUST OCCUR WITHIN THIRTY-THREE (33) DAYS OF THE DATE OF THIS NOTICE. IF YOU DO NOT APPLY FOR EMERGENCY MORTGAGE ASSISTANCE, YOU MUST BRING YOUR MORTGAGE UP TO DATE. THE PART OF THIS NOTICE CALLED "HOW TO CURE YOUR MORTGAGE DEFAULT", EXPLAINS HOW TO BRING YOUR MORTGAGE UP TO DATE.

*CONSUMER CREDIT COUNSELING AGENCIES*—If you meet with one of the consumer credit counseling agency listed at the end of this notice, the lender may NOT take action against you for thirty (30) days after the date of this meeting. The names, addresses and telephone numbers of designated consumer credit counseling agencies for the county in which the property is located are set forth at the end of this Notice. It is only necessary to schedule one face-to-face meeting. Advise your lender immediately of your intentions.

*APPLICATION FOR MORTGAGE ASSISTANCE*—Your mortgage is in default for the reasons set forth later in this Notice (see following pages for specific information about the nature of your default.) You have the right to apply for financial assistance from the Homeowner's Emergency Mortgage Assistance Program. To do so, you must fill out, sign and file a completed Homeowner's Emergency Assistance Program Application with one of the designated consumer credit counseling agencies listed at the end of this Notice. Only consumer credit counseling agencies have applications for the program and they will assist you in submitting a complete application to the Pennsylvania Housing Finance Agency. To temporarily stop the lender from filing a foreclosure action, your application MUST be forwarded to PHFA and received within thirty (30) days of your face-to-face meeting with the counseling agency

YOU SHOULD FILE A HEMAP APPLICATION AS SOON AS POSSIBLE. IF YOU HAVE A MEETING WITH A COUNSELING AGENCY WITHIN 33 DAYS OF THE POSTMARK DATE OF THIS NOTICE AND FILE AN APPLICATION WITH PHFA WITHIN 30 DAYS OF THAT MEETING, THEN THE LENDER WILL BE TEMPORARILY PREVENTED FROM STARTING A FORECLOSURE AGAINST YOUR PROPERTY, AS EXPLAINED ABOVE, IN THE SECTION CALLED "TEMPORARY STAY OF FORECLOSURE".

YOU HAVE THE RIGHT TO FILE A HEMAP APPLICATION EVEN BEYOND THESE TIME PERIODS. A LATE APPLICATION WILL NOT PREVENT THE LENDER FROM STARTING A FORECLOSURE ACTION, BUT IF YOUR APPLICATION IS EVENTUALLY APPROVED AT ANY TIME BEFORE A SHERIFF'S SALE, THE FORECLOSURE WILL BE STOPPED.

*AGENCY ACTION*—Available funds for emergency mortgage assistance are very limited. They will be disbursed by the Agency under the eligibility criteria established by the Act. The Pennsylvania Housing Finance Agency has sixty (60) days to make a decision after it receives your application. During that time, no foreclosure proceedings will be pursued against you if you have met the time requirements set forth above. You will be notified directly by the Pennsylvania Housing Finance Agency of its decision on your application.

NOTE: IF YOU ARE CURRENTLY PROTECTED BY THE FILING OF A PETITION IN BANKRUPTCY, THE FOLLOWING PART OF THIS NOTICE IS FOR INFORMATION PURPOSES ONLY AND SHOULD NOT BE CONSIDERED AS AN ATTEMPT TO COLLECT THE DEBT.  
(If you have filed bankruptcy you can still apply for Emergency Mortgage Assistance.)

**HOW TO CURE YOUR MORTGAGE DEFAULT (Bring it up to date).**

*NATURE OF THE DEFAULT*—The MORTGAGE debt held by the above lender on your property located at:

\_\_\_\_\_

IS SERIOUSLY IN DEFAULT because:

A. YOU HAVE NOT MADE MONTHLY MORTGAGE PAYMENTS for the following months and the following amounts are now past due:

\_\_\_\_\_

Other charges (explain/itemize): \_\_\_\_\_

TOTAL AMOUNT PAST DUE: \_\_\_\_\_

B. YOU HAVE FAILED TO TAKE THE FOLLOWING ACTION (Do not use if not applicable):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*HOW TO CURE THE DEFAULT*—You may cure the default within THIRTY (30) DAYS of the date of this notice BY PAYING THE TOTAL AMOUNT PAST DUE TO THE LENDER, WHICH IS \$ \_\_\_\_\_, PLUS ANY MORTGAGE PAYMENTS AND LATE CHARGES WHICH BECOME DUE DURING THE THIRTY (30) DAY PERIOD. Payments must be made either by cash, cashier’s check, certified check or money order made payable and sent to:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

You can cure any other default by taking the following action within THIRTY (30) DAYS of the date of this letter: (Do not use if not applicable.)

\_\_\_\_\_

*IF YOU DO NOT CURE THE DEFAULT*—If you do not cure the default within THIRTY (30) DAYS of the date of this Notice, the lender intends to exercise its rights to accelerate the mortgage debt. This means that the entire outstanding balance of this debt will be considered due immediately and you may lose the chance to pay the mortgage in monthly installments. If full payment of the total amount past due is not made within THIRTY (30) DAYS, the lender also intends to instruct its attorneys to start legal action to foreclose upon your mortgaged property.

**IF THE MORTGAGE IS FORECLOSED UPON**—The mortgaged property will be sold by the Sheriff to pay off the mortgage debt. If the lender refers your case to its attorneys, but you cure the delinquency before the lender begins legal proceedings against you, you will still be required to pay the reasonable attorney's fees that were actually incurred, up to \$50.00. However, if legal proceedings are started against you, you will have to pay all reasonable attorney's fees actually incurred by the lender even if they exceed \$50.00. Any attorney's fees will be added to the amount you owe the lender, which may also include other reasonable costs. If you cure the default within the THIRTY (30) DAY period, you will not be required to pay attorney's fees.

**OTHER LENDER REMEDIES**—The lender may also sue you personally for the unpaid principal balance and all other sums due under the mortgage.

**RIGHT TO CURE THE DEFAULT PRIOR TO SHERIFF'S SALE**—If you have not cured the default within the THIRTY (30) DAY period and foreclosure proceedings have begun, you still have the right to cure the default and prevent the sale at any time up to one hour before the Sheriff's Sale. You may do so by paying the total amount then past due, plus any late or other charges then due, reasonable attorney's fees and costs connected with the foreclosure sale and any other costs connected with the Sheriff's Sale as specified in writing by the lender and by performing any other requirements under the mortgage. Curing your default in the manner set forth in this notice will restore your mortgage to the same position as if you had never defaulted.

**EARLIEST POSSIBLE SHERIFF'S SALE DATE**—It is estimated that the earliest date that such a Sheriff's Sale of the mortgaged property could be held would be approximately \_\_\_\_\_ months from the date of this Notice. A notice of the actual date of the Sheriff's Sale will be sent to you before the sale. Of course, the amount needed to cure the default will increase the longer you wait. You may find out at any time exactly what the required payment or action will be by contacting the lender.

**HOW TO CONTACT THE LENDER:**

Name of Lender: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 \_\_\_\_\_  
 Phone Number: \_\_\_\_\_  
 Fax Number: \_\_\_\_\_  
 Contact Person: \_\_\_\_\_  
 E-Mail Address: \_\_\_\_\_

**EFFECT OF SHERIFF'S SALE**—You should realize that a Sheriff's Sale will end your ownership of the mortgaged property and your right to occupy it. If you continue to live in the property after the Sheriff's Sale, a lawsuit to remove you and your furnishings and other belongings could be started by the lender at any time.

**ASSUMPTION OF MORTGAGE**—You \_\_\_\_\_ may or \_\_\_\_\_ may not (CHECK ONE) sell or transfer your home to a buyer or transferee who will assume the mortgage debt, provided that all the outstanding payments, charges and attorney's fees and costs are paid prior to or at the sale and that the other requirements of the mortgage are satisfied.

**YOU MAY ALSO HAVE THE RIGHT:**

- TO SELL THE PROPERTY TO OBTAIN MONEY TO PAY OFF THE MORTGAGE DEBT OR TO BORROW MONEY FROM ANOTHER LENDING INSTITUTION TO PAY OFF THIS DEBT.
- TO HAVE THIS DEFAULT CURED BY ANY THIRD PARTY ACTING ON YOUR BEHALF.
- TO HAVE THE MORTGAGE RESTORED TO THE SAME POSITION AS IF NO DEFAULT HAD OCCURRED, IF YOU CURE THE DEFAULT. (HOWEVER, YOU DO NOT HAVE THIS RIGHT TO CURE YOUR DEFAULT MORE THAN THREE TIMES IN ANY CALENDAR YEAR.)
- TO ASSERT THE NONEXISTENCE OF A DEFAULT IN ANY FORECLOSURE PROCEEDING OR ANY OTHER LAWSUIT INSTITUTED UNDER THE MORTGAGE DOCUMENTS,
- TO ASSERT ANY OTHER DEFENSE YOU BELIEVE YOU MAY HAVE TO SUCH ACTION BY THE LENDER.
- TO SEEK PROTECTION UNDER THE FEDERAL BANKRUPTCY LAW.

**CONSUMER CREDIT COUNSELING AGENCIES SERVING YOUR COUNTY**

(Fill in a list of all Counseling Agencies listed in Appendix C, FOR THE COUNTY in which the property is located, using additional pages if necessary).

[Pa.B. Doc. No. 12-1613. Filed for public inspection August 17, 2012, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, August 2, 2012, and announced the following:

### Action Taken—Regulations Approved:

State Board of Medicine #16A-4925: MCARE Revisions (amends 49 Pa. Code (§§ 16.1, 16.18, 16.31—16.35, 17.4, 17.6 and 17.7))

State Board of Dentistry #16A-4624: Expanded Function Dental Assistant Scope of Practice and Continuing Education (amends 49 Pa. Code §§ 33.1, 33.205a and 33.402)

---

## Approval Order

Public Meeting Held  
August 2, 2012

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Dennis A. Watson, Esq., abstained

*State Board of Medicine—  
MCARE Revisions;  
Regulation No. 16A-4925 (#2956)*

On June 26, 2012, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code (§§ 16.1, 16.18, 16.31—16.35, 17.4, 17.6 and 17.7). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This rulemaking amends the Board's regulations to conform to Act 13 of 2002, which repealed the Health Care Services Malpractice Act (40 P.S. § 1301.101—1301.1006) and enacted the Medical Care Availability and Reduction of Error (Mcare) Act (40 P.S. § 1303.101—1303.910). Because the Board's regulations reference the repealed Health Care Services Malpractice Act, the regulations must be amended to conform to current state statutes in order to avoid confusion within the regulated community and to provide appropriate references to current law.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 422.8) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

### By Order of the Commission:

This regulation is approved.

---

## Approval Order

Public Meeting Held  
August 2, 2012

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Dennis A. Watson, Esq., abstained

*State Board of Dentistry—  
Expanded Function Dental Assistant Scope of  
Practice and Continuing Education;  
Regulation No. 16A-4624 (#2908)*

On September 6, 2011, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Dentistry (Board). This rulemaking amends 49 Pa. Code §§ 33.1, 33.205a, and 33.402. The proposed regulation was published in the September 17, 2011 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 26, 2012.

This regulation implements Act 19 of 2010, which amended the Dental Law to expand the scope of practice for expanded function dental assistants (EFDA) to include coronal polishing, performing fluoride treatments and taking impressions of teeth for limited purposes. The regulation also updates the continuing education subject areas, so that EFDAs can receive credit for coronal polishing training.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 122(d.1)(1), (j) and (o)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

### By Order of the Commission:

This regulation is approved.

SILVAN B. LUTKEWITTE, III,  
Chairperson

[Pa.B. Doc. No. 12-1614. Filed for public inspection August 17, 2012, 9:00 a.m.]

---

# INSURANCE DEPARTMENT

## Agency Contract Termination of Arthur M. Yeager Agency, Inc. under Act 143; Westfield Insurance; Doc. No. AT12-08-001

A prereview telephone conference initiated by this office is scheduled September 19, 2012, at 10 a.m. A date for the review of the agency contract termination shall be determined, if necessary, at the prereview telephone conference.

Motions preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before September 4, 2012, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before September 18, 2012.



Persons with a disability who wish to attend the previously-referenced administrative review and require an auxiliary aid, service or other accommodation to participate in the review should contact Donna R. Fleischauer, Human Resources Director, (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1615. Filed for public inspection August 17, 2012, 9:00 a.m.]

**Agency Contract Termination of Hawk Insurance Agency, LLC under Act 143; Westfield Insurance Company; Doc. No. AT12-07-014**

A prereview telephone conference initiated by this office is scheduled for September 20, 2012, at 9:30 a.m. A date for a review shall be determined, if necessary, at the prereview telephone conference.

Motions preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before September 5, 2012, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before September 19, 2012.

Persons with a disability who wish to attend the previously-referenced administrative review and require an auxiliary aid, service or other accommodation to participate in the review should contact Donna R. Fleischauer, Human Resources Director, (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1616. Filed for public inspection August 17, 2012, 9:00 a.m.]

**Appeal of Superior Petroleum Co., Inc. under the Storage Tank and Spill Prevention Act; Underground Storage Tank Indemnification Fund; USTIF File No. 2009-0125(S); Doc. No. UT12-07-008**

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedures) and any other relevant provisions of law.

A prehearing telephone conference will be held on September 25, 2012, at 10 a.m. Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator, Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102 on or before September 10, 2012. Answers to petitions to intervene, if any, shall be filed on or before September 24, 2012.

A date for a hearing shall be determined, if necessary, at the prehearing/settlement telephone conference.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require

an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director, (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1617. Filed for public inspection August 17, 2012, 9:00 a.m.]

**Highmark Health Insurance Company; Small Group Base Rating Formula Revisions for 4Q2012; Rate Filing**

By filing No. 3A-PPO-12-HHIC, Highmark Health Insurance Company requests approval to update base rates applicable to small groups with effective dates between October 1, 2012, and December 31, 2012. The updates reflect an average base rate increase of 9.6% or \$63.54 per contract per month. The proposed rate increase would affect approximately 13,800 contract holders and would produce additional revenue of about \$10.56 million annually.

Unless formal administrative action is taken prior to November 1, 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 "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. 12-1618. Filed for public inspection August 17, 2012, 9:00 a.m.]

**Review Procedure Hearings; Cancellation or Refusal of Insurance**

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Philadelphia, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of Robert Cassidy; file no. 12-188-120229; Geico Casualty Company; Doc. No. P12-06-006; September 10, 2012, 1 p.m.

Appeal of Naushad Visram; file no. 12-183-117486; State Farm Mutual Automobile Insurance Company; Doc. No. P12-04-010; September 11, 2012, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1619. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with their companies' termination of the insureds' homeowners policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional offices in Philadelphia and Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Justice Hearing Room 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of Rodger Caldwell, Jr.; file no. 12-198-120612; Insurance Placement Facility of Pennsylvania; Doc. No. P12-06-022; September 10, 2012, 9 a.m.

Appeal of Ralph Giugliano; file no. 12-114-119207; Cumberland Mutual Fire Insurance Company; Doc. No. P12-05-022; September 10, 2012, 10 a.m.

Appeal of Susanne Vaughan; file no. 12-183-122212; American National Property and Casualty Company; Doc. No. P12-07-012; September 10, 2012, 11 a.m.

Appeal of Edgar Colon; file no. 12-130-119277; Nationwide Property and Casualty Insurance Company; Doc. No. P12-05-013; September 10, 2012, 2 p.m.

Appeal of Patricia Gaffney; file no. 12-114-118979; Nationwide Property and Casualty Insurance Company; Doc. No. P12-05-019; September 10, 2012, 3 p.m.

Appeal of Tetyana Vasylenko; file no. 12-114-122545; State Farm Fire and Casualty Insurance Company; Doc. No. P12-08-002; September 11, 2012, 11 a.m.

Appeal of Edward and Melissa McLaughlin; file no. 12-114-120564; Bankers Standard Insurance Company; Doc. No. P12-06-013; September 11, 2012, 1 p.m.

Appeal of Edward and Melissa McLaughlin; file no. 12-114-120566; Bankers Standard Insurance Company; Doc. No. P12-06-014; September 11, 2012, 2 p.m.

The following hearing will be held in the Hearing Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Raymond and Rose Ann Anderson; file no. 12-183-121599; Donegal Mutual Insurance Company; Doc. No. P12-07-010; August 29, 2012, 11 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1620. Filed for public inspection August 17, 2012, 9:00 a.m.]

### State Farm Fire and Casualty Company; Homeowners; Rate and Rule Revision

On August 2, 2012, the Insurance Department (Department) received from State Farm Fire and Casualty Company a filing for a rate level change for homeowners insurance.

The company requests an overall 5.6% increase amounting to \$261,869,054, to be effective November 15, 2012, for new business and January 1, 2013, for renewal business. This overall figure represents an average; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to September 1, 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](mailto:mmckenney@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1621. Filed for public inspection August 17, 2012, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Executive Board*

Resolution No. CB-12-006, Dated June 21, 2012. Collective Bargaining—Agreement authorizes the side letter with AFSCME that provides replacement language for first-level supervisory employees.

Resolution No. CB-12-007, Dated June 21, 2012. Collective Bargaining—Authorizing the 2011-2015 Collective Bargaining Agreement between the Commonwealth and the Instructional Non-Tenured Unit.

Resolution No. CB-12-008, Dated June 21, 2012. Collective Bargaining—Authorizing the 2011-2015 Collective Bargaining Agreement between the Commonwealth and AFSCME.

Resolution No. CB-12-009, Dated June 28, 2012. Collective Bargaining—Authorizing the 2011-2015 Memorandum of Understanding between the Commonwealth and AFSCME.

Resolution No. CB-12-010, Dated July 16, 2012. Collective Bargaining—2011-2015 MOU between the Commonwealth and the FOSCEP Supervisory Union.

Resolution No. CB-12-011, Dated July 16, 2012. Collective Bargaining—2011-2015 Collective Bargaining Agreement between the Commonwealth and the FOSCEP Union.

#### *Governor's Office*

Management Directive No. 205.23—Submission of Commonwealth Publications to the State Library for Distribution to Other Designated Libraries, Amended July 13, 2012.

Management Directive No. 310.37—Approving, Monitoring, and Accounting for New Information Technology Application Projects, Dated July 20, 2012.

Management Directive No. 520.3—Unclassified Codes, Amended July 10, 2012.

Management Directive No. 535.4—Use of State Work Program Trainee, County Work Program Trainee, Public Services Trainee and County Public Services Trainee Classes, Amended July 19, 2012.

Management Directive No. 580.37—Promotion by Appointment and Temporary Higher-Level Assignment of Unclassified Service Employees into the Classified Service, Amended July 26, 2012.

Management Directive No. 590.8—Classification Grievance Processing, Amended July 9, 2012.

Management Directive No. 625.10—Card Reader and Emergency Response Access to Certain Capitol Complex Buildings and Other State Office Buildings, Amended June 29, 2012.

Administrative Circular No. 12-09—Requesting Segregation of Duties Waivers for Role Assignments in the SAP Enterprise Resource Planning System, Date June 27, 2012.

Administrative Circular No. 12-10—Revenue Estimates, 2012-13 & 2013-14 Fiscal Years, Dated July 13, 2012.

MARY JANE PHELPS,  
*Director*  
*Pennsylvania Code and Bulletin*

[Pa.B. Doc. No. 12-1622. Filed for public inspection August 17, 2012, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Act 129 Energy Efficiency and Conservation Program Phase II; Doc. No. M-2012-2289411

At its August 2, 2012, public meeting, the Pennsylvania Public Utility Commission (Commission) adopted the Phase II Energy Efficiency and Conservation Program Implementation Order (Implementation Order) that extends the Act 129 Energy Efficiency and Conservation (EE&C) Program through May 31, 2016. The Commission set new required consumption reductions for each electric distribution company as well as guidelines for implementing Phase II of the EE&C Program. The Implementation Order is on the Commission's web site at <http://www.puc.state.pa.us/pedocs/1186974.doc>.<sup>1</sup>

Questions regarding technical issues related to the Implementation Order are to be directed to Megan Good, Bureau of Technical Utility Services, (717) 425-7583 or [megagood@pa.gov](mailto:megagood@pa.gov). Questions regarding legal and process

<sup>1</sup> Statements by Commissioner Cawley and Gardner can be found at <http://www.puc.state.pa.us/pedocs/1186760.pdf> and <http://www.puc.state.pa.us/pedocs/1186766.pdf>.



issues related to the Implementation Order are to be directed to Kriss Brown, Law Bureau, (717) 787-4518 or [kribrown@pa.gov](mailto:kribrown@pa.gov).

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1623. Filed for public inspection August 17, 2012, 9:00 a.m.]

**Notice to Water and Wastewater Utilities, Electric Distribution Companies, Natural Gas Distribution Companies, City Natural Gas Distribution Operations and Interested Parties**

**Implementation of Act 11 of 2012, M-2012-2293611 (August 2, 2012)**

On August 2, 2012, the Pennsylvania Public Utility Commission (Commission) entered a final implementation order relative to the act of February 14, 2012 (P. L. 72, No. 11) (Act 11). Act 11 amended 66 Pa.C.S. Chapters 3 and 13 (relating to Public Utility Commission; and rates and distribution systems) to allow certain jurisdictional public utilities to base rate case claims on a fully-projected future test year, to allow wastewater utilities to allocate a portion of their revenue requirement to a combined wastewater and water utility customer base and to allow water and wastewater utilities, electric distribution companies (EDC), natural gas distribution companies (NGDC) and city natural gas distribution operations to petition for a distribution system improvement charge (DSIC). The order adopts procedures and guidelines, as well as a model tariff. Act 11 also increased the civil penalties in 66 Pa.C.S. Chapter 33 (relating to violations and penalties) for gas pipeline violations. This notice is merely a summary of some pertinent provisions of the order and does not contain all of the provisions of the order or Act 11.

To qualify for DSIC recovery, a utility must file a long term infrastructure improvement plan (LTIIP) for Commission approval. The LTIIP must be served on the statutory advocates and active parties in the utility's most recent base rate proceeding. An electronic copy in Word®-compatible format must be provided to Erin Laudenslager, Finance Manager, [elaudensla@pa.gov](mailto:elaudensla@pa.gov), in the Commission's Bureau of Technical Utility Services (TUS). Interested entities will have 20 days to comment on a utility's LTIIP. NGDCs must continue to comply with 52 Pa. Code § 59.38 (relating to filing of major construction reports).

If a utility believes that any portion of its LTIIP qualifies as confidential security information under the Public Utility Confidential Security Information Disclosure Protection Act (35 P. S. §§ 2141.1—2141.6) or merits proprietary and confidential treatment, then the utility must request a protective order in accordance with 52 Pa. Code § 5.423 (relating to orders to limit availability of proprietary information) and 52 Pa. Code Chapter 102 (relating to confidential security information).

Additionally, the Commission will initiate two rulemakings. The rulemaking at L-2012-2317274 will promulgate regulations regarding periodic review of LTIIPs in accordance with 66 Pa.C.S. § 1352(b)(1) (relating to long-term infrastructure improvement plan). The Law Bureau contact for L-2012-2317274 (LTIIP) is David Screven, Assistant Counsel, Law Bureau, [dscreven@pa.gov](mailto:dscreven@pa.gov). The rule-

making at L-2012-2317273 will promulgate regulations regarding the use of a future test year in accordance with 66 Pa.C.S. § 315 (relating to burden of proof). Further, the Law Bureau, in conjunction with TUS, will convene a stakeholder working group at M-2012-2317272 to consider cost of equity/return on equity issues related to DSIC. The Law Bureau contact for L-2012-2317273 (future test year) and M-2012-2317272 (working group) is Louise Fink Smith, Assistant Counsel, Law Bureau, [finksmith@pa.gov](mailto:finksmith@pa.gov). The contact for technical information regarding DSIC matters is Erin Laudenslager, Finance Manager, TUS, [elaudensla@pa.gov](mailto:elaudensla@pa.gov).

A copy of the Act 11 final implementation order was served on all jurisdictional water and wastewater companies, EDCs, NGDCs and Philadelphia Gas Works and the statutory advocates. The order is posted on the Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us). The order may be viewed (and copied, 75¢/page) at the Commission's Secretary's Bureau, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120. This notice is merely a summary of some pertinent provisions of the order and does not contain all of the provisions of the order or Act 11.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1624. Filed for public inspection August 17, 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 September 4, 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-2012-2302420. Vandoren C. Boone, t/a B-Line Van Services** (5017 North Marvine Street, Philadelphia, Philadelphia County, PA 19141)—for the right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the City and County of Philadelphia, to correctional facilities and amusement parks in Pennsylvania, and return.

**A-2012-2304139. Eli Stoltzfus** (P. O. Box 19, 102 Leisure Lane, Madisonburg, Centre County, PA 16852)—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 Centre County, to points in Pennsylvania, and return.

**A-2012-2304624. Life Alert Ambulance, Inc.** (10067 Sandmeyer Lane, Unit W-415, Philadelphia, PA 19116)—in paratransit service, from points in the Counties of Bucks, Chester, Delaware and Montgomery; and the City and County of Philadelphia. *Attorney:* David Temple, 1760 Market Street, Suite 1100, Philadelphia, PA 19103.

**A-2012-2304628. Alite Limousine Service, LP,** (416 Washington Avenue, Carnegie, Allegheny County, PA 15106)—persons, in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Allegheny, Beaver, Butler, Clarion, Washington and Westmoreland, to points in Pennsylvania and return, excluding transportation under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* David M. O'Boyle, Wick, Streiff, Meyer, O'Boyle & Szeligo, PC, 1450 Two Chatham Center, 112 Washington Place, Pittsburgh, PA 15219-3455.

**A-2012-2300845. Yourway Transport, Inc.** (6681 Snowdrift Road, Allentown, Lehigh County, PA 18106)—persons in paratransit service, from points in the City of Allentown, Lehigh County, to the Sands Casino-Resort, located in the City of Bethlehem, Northampton County, and return.

**Application 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 the application.**

**A-2012-2304950. B & N Piano Sales & Service, Inc.** (2460 Dutton Mill Road, Aston, Delaware County, PA 19014)—household goods in use, from points in the County of Delaware 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-2012-2302163. Peaks And Valleys Transport, LLC** (1380 Route 286 Highway East, Indiana, Indiana County, PA 15701) for the discontinuance of service and cancellation of its certificate, as a common carrier, by motor vehicle, authorizing the transportation of persons, in paratransit service, from points in Indiana County, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1625. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Telecommunications

**A-2012-2317504. North-Eastern Pennsylvania Telephone Company and Service Electric Telephone, LLC.** Joint petition of the North-Eastern Pennsylvania Telephone Company and Service Electric Telephone, LLC for approval of an agreement for local wireline network interconnection and traffic exchange under section 252(e) of the Telecommunications Act of 1996.

The North-Eastern Pennsylvania Telephone Company and Service Electric Telephone, LLC by its counsel, filed on August 3, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an agreement for local wireline network interconnection and traffic exchange 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 North-Eastern Pennsylvania Telephone Company and Service Electric Telephone, 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. 12-1626. Filed for public inspection August 17, 2012, 9:00 a.m.]

### 2013 Schedule of Filing Dates for Recovery of Purchased Gas Costs; Doc. No. L-840102

Regulations promulgated by the Pennsylvania Public Utility Commission (Commission) at 52 Pa. Code § 53.64(a) (relating to filing requirements for natural gas distributors with gross intrastate annual operating revenues in excess of \$40 million) direct the Commission to annually publish a schedule of filing dates for jurisdictional gas utilities subject to the procedure of 66 Pa.C.S. § 1307(f) (relating to sliding scale of rates; adjustments) for the recovery of purchased gas costs.

The 2013 schedule of filing dates is as follows:

February 1, 2013: National Fuel Gas Distribution Corporation—PA Division; Peoples TWP

March 1, 2013: Philadelphia Gas Works

April 1, 2013: Columbia Gas of Pennsylvania, Inc.; Peoples Natural Gas Company; Equitable Gas Company

June 1, 2013: UGI Penn Natural Gas, Inc.; PECO—Gas Division; UGI Central Penn; UGI Utilities, Inc.,

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1627. Filed for public inspection August 17, 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 EK Onkar Cab Co. (CPC No. 1000481-01, Medallion No. P-0870) 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-12-08-03. HS Cab Co.**, 6706 Eastwood Street, Philadelphia, PA 19149, registered with the Commonwealth on November 27, 1995.

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 September 3, 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. 12-1628. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant. The company has applied to transfer the rights held by Isac Trans., Inc. (CPC No. 1023987-01, Medallion No. P-0011) 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-12-07-07. Anmol Taxi, Inc.**, 213 Water Street, Ridley Park, PA 19078, registered with the Commonwealth on May 18, 2012.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by September 3, 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. 12-1629. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA)

Taxicab and Limousine Division (TLD) by the following named applicant. The company has applied to transfer the rights held by Kermanshah, Inc. (CPC No. 1022163-01, Medallion No. P-0775) 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-12-08-01. Minhas Trans, Inc.**, 812 Gosham Road, Chester, PA 19380, registered with the Commonwealth on June 18, 2012.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by September 3, 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. 12-1630. Filed for public inspection August 17, 2012, 9:00 a.m.]

### Request for Information and Comment Concerning Act 119 of 2012

The act of July 5, 2012 (P. L. 1022, No. 119) (Act 119) which can be viewed at [www.philapark.org/taxis-limousines/](http://www.philapark.org/taxis-limousines/) was signed into law by Governor Corbett. Among the several provisions enumerated, Act 119 provides for immediate issuance for sale of 15 new medallions to be placed only on wheelchair accessible taxicabs with 15 additional medallions to be sold annually for the next 10 years for a total of 150 medallions slated for wheelchair accessible taxicabs in Philadelphia. Act 119 also provides for establishment of a wheelchair accessible taxicab driver training and certification program with substantial incentives for qualified drivers to participate.

The Philadelphia Parking Authority (Authority) is now tasked with establishing the regulatory framework for launching and maintaining a safe, reliable and robust system for supply of wheelchair accessible taxicab service to those individuals who need it, when and where they need it. While the Authority feels confident it will be able to do this in a timely manner, the Authority cannot do it alone and is seeking assistance through input from multiple entities whose areas of expertise or personal experience focus on at least some aspect of provision of this form of transportation.

Accordingly, the Taxicab and Limousine Division of the Authority seeks information and comment from the public at large, including the community of people with disabilities as well as from taxicab and limousine industry members concerning not only the issues specifically described as follows but any others that those commenting believe need to be considered.

The Authority welcomes comment from all concerning initial sale and/or distribution of the wheelchair accessible vehicles (WAV) medallions whether that be by public auction or by competitive bid through submitted proposals for all 15 medallions annually or some increment thereof over time.

The Authority is also interested in hearing thoughts concerning the optimal method for dispatch of WAV taxicabs given the current industry makeup which includes 14 certified dispatchers for the current total of 1,600 medallion taxicabs.

The Authority is keenly interested in hearing from vendors of WAVs suitable for taxicab service, WAV retrofit services and distributors of related equipment. The Authority wants to hear from those entities providing training programs for WAV drivers and regulatory/inspections staff. The Authority seeks input from vendors of software and payment programs for channeling governmental funds provided to people with disabilities for transportation in taxicabs.

Finally, the Authority is very interested in hearing from taxicab and limousine regulatory bodies in other jurisdictions where wheelchair accessible taxicab programs have already been implemented.

The Authority will post comments and information submittals on the Authority's web site at [www.philapark.org](http://www.philapark.org) on the Taxicab and Limousine page as they are received.

Forward written comments and information by the close of business on September 7, 2012, to the attention of Michele Ruffin, Executive Assistant, [mruffin@philapark.org](mailto:mruffin@philapark.org) or Philadelphia Parking Authority, Taxicab

and Limousine Division, 2415 South Swanson Street, Philadelphia, PA 19148-4113.

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-1631. Filed for public inspection August 17, 2012, 9:00 a.m.]

---

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Qualifications

The Philadelphia Regional Port Authority (PRPA) will accept Request for Qualifications (RFQ) for Project No. 12-069.0, for the purchase of 2 Ship to Shore Container Cranes. RFQ closes at 5 p.m., Friday, September 7, 2012. Information can be obtained from the web site [www.philaport.com](http://www.philaport.com) under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-1632. Filed for public inspection August 17, 2012, 9:00 a.m.]

---







